

Regular Meeting

The regular meeting of the City Council of the City of Fitchburg was held in the Memorial Middle School Library, 615 Rollstone St., Fitchburg, on April 19, 2016. The meeting was called to order by President Kushmerek at 7:15 P.M. The Clerk called the roll and Ten (10) members were present. Councillor Bisol was absent. The meeting opened with a salute to the Flag led by Councillor Bean.

Communications
His Honor the Mayor

COMMUNICATIONS FROM HIS HONOR THE MAYOR

Appointment
Letters

Two letters of Appointment as follows:
a. Ms. Rosa de Sousa as a member of the Board of Library Trustees for a term to expire January 1, 2019.



STEPHEN L. DINATALE
MAYOR

166 BOULDER DRIVE
FITCHBURG, MA 01420
TEL: (978) 829-1801

The City of Fitchburg
Massachusetts
OFFICE OF THE MAYOR

AARON TOURIGNY
CHIEF OF STAFF
ATOURIGNY@FITCHBURGMA.GOV

JOAN DAVID
ADMINISTRATIVE AIDE
JDAVID@FITCHBURGMA.GOV

April 6, 2016

The Honorable City Council
Fitchburg Municipal Offices
166 Boulder Drive, Suite 108
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby appoint Ms. Rosa M. de Sousa of 26 West St., Apt. 1F in Fitchburg, MA. as a member of the Board of Library Trustees for a term to expire on January 1, 2019.

Please feel free to contact me with any questions.

Sincerely,

Stephen L. DiNatale
Mayor

FITCHBURG CITY CLERK
16 APR - 11 10 06
ER

City of Fitchburg, April 19, 2016

b. Mr. David Roth as a member of the Human Rights Commission for a term to expire May 1, 2018.

Communication

His Honor the Mayor

Appointment
Letters



The City of Fitchburg
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April 6, 2016

The Honorable City Council
Fitchburg Municipal Offices
166 Boulder Drive, Suite 108
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby reappoint and ask for your confirmation of Mr. David Roth of 303 Tibbett Circle, Fitchburg MA as a member of the Human Rights Commission for a term to expire on May 1, 2018.

Please feel free to contact me with any questions.

Sincerely,

Stephen L. DiNatale
Mayor

16 APR - 11 10 06
FITCHBURG CITY CLERK

Communication read. Appointments referred to the Appointments Committee.

Communication
His Honor the Mayor

Promotion Letter

One Letter of promotion of Lieutenant Chad M. Courtemanche to permanent Fire Captain, and the following Fire fighters to the rank of permanent Fire Lieutenants:

- *Edward F. Suarez
- *Richard M. Jollimore
- *Donald A. Fenwick
- *Andrew K. Roy
- *Patrick J. Roy
- *Gregory J. Morin



STEPHEN L. DINATALE
MAYOR
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The City of Fitchburg

Massachusetts FITCHBURG CITY CLERK
OFFICE OF THE MAYOR 16 APR 12 13 41

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JOAN DAVID
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April 12, 2016

The Honorable City Council
Fitchburg Municipal Offices
166 Boulder Drive, Suite 108
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby promote, within the City of Fitchburg Fire Department, Lieutenant Chad M. Courtemanche to permanent Fire Captain.

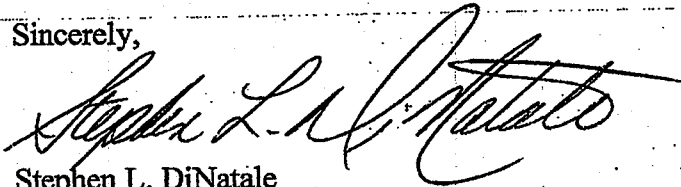
I also promote the following Fire Fighters to the rank of permanent Fire Lieutenants:

- Edward F. Suarez
- Richard M. Jollimore
- Donald A. Fenwick
- Andrew K. Roy
- Patrick J. Roy
- Gregory J. Morin

These promotions are necessary to fill vacancies created by a number of retirements. All of these individuals are the highest scorers on the recent Civil Service Exam.

If you have any questions regarding these promotions please do not hesitate to contact my office.

Sincerely,


Stephen L. DiNatale
Mayor

Letter read. Fire Captain and Fire Lieutenants were sworn in by the City Clerk.

ANNUAL REPORT

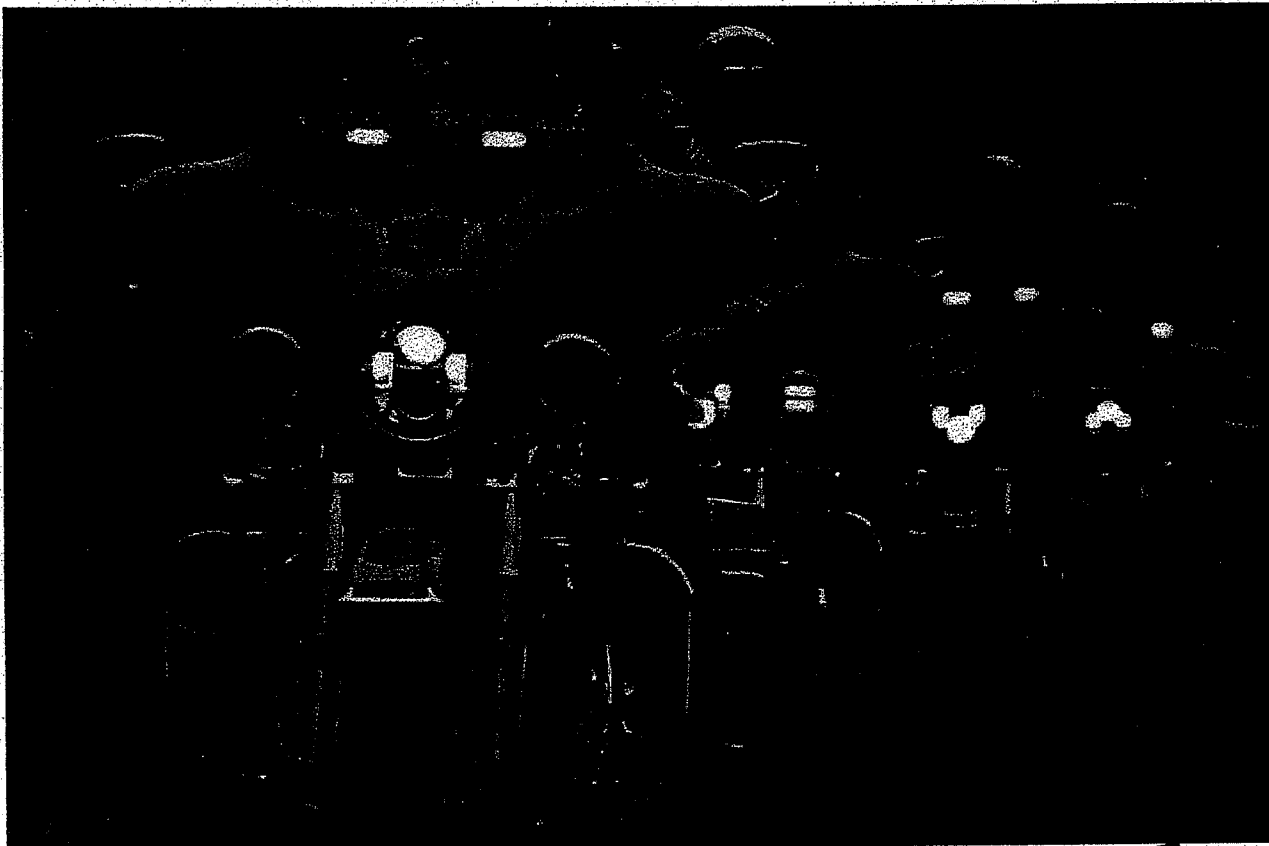
072-16. ANNUAL REPORT: Fitchburg Police Department 2015.

Annual Report
Fitchburg Police
Department



FITCHBURG POLICE DEPARTMENT

2015 ANNUAL REPORT



FITCHBURG CITY CLERK
16 APR 11 14 36

Annual Report

Fitchburg Police
Department (cont)**FITCHBURG POLICE DEPARTMENT—ROSTER****CHIEF**

MARTINEAU, ERNEST F.

DEPUTY CHIEF

BOZICAS, PAUL C.

CAPTAIN

GIANNINI, STEVEN D.

LIEUTENANTS

HESS, HARRY N.

GABRIEL, SCOTT S.

SERGEANTS

OUELLETTE, GARY L.

SIOMOS JR., KERRY C.

KEENAN, RYAN C.

PATROL OFFICERS

GILBERT, JAMES M.

BURNS, MATTHEW L.

MCNAMARA, PAUL M.

DAIGLE, DAVID R.

DEVLIN, GARY R.

ROMANO, DEAN D.

CONRAD, RODNEY E.

BALAGUER, FRANCISCO JR.

BOURNE, KEITH C.

CHANDLER, MICHAEL R.

PENNETTI, ANTONIO F.

HURLEY, JEFFREY L.

FIGUEROA, JOSE A.

LAMBERT, JOSHUA O

YANG, MIKE LEE

DUVAL, JASON

CRONIN, STACY

MCCALL, JAMES, S.

BELLOFATTO, DANIEL K

HUSE, ROBERT C.

CIVILIAN DISPATCHERS

DANIELS, KYLE

DAIGLE, ANDREW

WING, SARRAH N.

BANAHAN, COLIN T.

SPECIAL POLICE OFFICERS

CURRY, JAMES, D.

RICHARDS, DONALD F.

O'LEARY, JOHN, G.

RICKERT, JANICE

CUSTODIAN

LEBLANC, DAVID

FAMILY SERVICES

DONDERO, STEPHANIE

ANIMAL CONTROL

KOWALESKI, SUZAN

MCDERMOTT, TIMOTHY M.

DAOUST, THOMAS M.

LEMAY, MATTHEW D.

GARCIA, CHRISTOPHER T.

MAKI, JOHN E.

L'ECUYER, RONALD R. JR.

LAPOSTA, DOMENIC J.

PEPPLE, TABITHA L.

JACKSON, LEROY M.

LAKE, FREDERICK C.

CHABOT, JUDE H.

FARRELL, JAMES C.

ARCIPRETE, JAMES R.

ROULEAU, BRIAN

CORDIO, CHRISTOPHER R.

RABOIN, ROBERT J.

BASTIEN, STEPHEN D.

KALINOWSKI, BENJAMIN D.

BELLOFATTO, CHRISTOPHER

TOBIN, ANTWAIN

WALKER, SHAWN

LOPEZ, MICHAEL E

FAUCHER, MICHAEL

GRIFFIN, ALEXANDER

ALICEA, LIANA K

LEADBETTER II, HOWARD A

CHAGNON, MATTHEW

FUREY, CONNOR S

DESTROIMAISSONS, ARTHUR

KELLY, JOHN, M

MURRAY, JOHN J. III

O'BRIEN, KEVIN M.

CLERICAL

UNDERHILL, JEANNE

STARKEY, ROBIN F.

HOLSTROM, JANET L.

HOWE, JEFFREY J.

JACKSON, MARK D.

LEGER, THOMAS G.

SULLIVAN, DEREK

CONNOLLY, JAMES T.

MCBRIDE, STEPHEN E.

SEVIGNY, MICHAEL J.

MELANSON, DOMINIC L.

BIANCHINI, NICHOLAS E.

HACHEY, STEVEN

DARTON, DOUGLAS

GORDON, DAVID M.

BOUDREAU, DANIEL F.

HERTEL, SHELBY M.

THEODOULOU, PAUL

BARNES, KEITH

BAJANA, LUCAS O

FRIEND, TIMOTHY J.

WALLACE, BRIAN P

SMITH, QUINN A

SALAS, JULIENNE

ROBICHAUD, TYLER

MINICHIELLO, DANIEL P

HYVARINEN, BARRY G JR

STACY, KELTON R

O'BRIEN, TIMOTHY, J.

SWEARS, LINDA

DIBARA, MATTHEW

SYSTEMS MGR (part time)

FRECHETTE, ROGER

CRIME ANALYSIS / GRANT RESEARCH

FRITSCHER, KRISTI



CITY OF FITCHBURG POLICE DEPARTMENT

20 Elm Street
Fitchburg, Massachusetts 01420-3204
www.fitchburgpolice.com

DEPARTMENT / OPERATIONS
978-345-4355
FAX: 978-345-4088

DETECTIVE BUREAU
978-345-9650

RECORDS BUREAU
978-345-9643
FAX: 978-342-7608

CHIEF OF POLICE
978-345-9656

2015 ANNUAL REPORT April 4, 2016

Honorable Stephen L. DiNatale
Mayor City of Fitchburg
Honorable Members of the City Council
City Hall 160 Boulder Drive
Fitchburg Massachusetts 01420

His Honor the Mayor and City Councilors:

I began my tenure as your Police Chief in February 2015 with great enthusiasm and optimism. I am thrilled to report that both sentiments continue as we enter into another year in this great City. When I assumed this position one of my top priorities was to restore our staffing levels, I am proud to report that we are moving closer to that goal. I am also pleased to announce that we have reinstated our Civil Service Reserve Police Officer program, which lapsed 40 years ago. Our police department has already reaped the benefit of this Reserve program.

In 2015 the Fitchburg Police Department added seven new full time police officers, and three reserve police officers. The first three reserve police officers have been converted to full-time police officers. Currently there are four additional reserve officers completing their requirements for full-time employment. While the addition of these officers is exciting, I would be remiss not to point out that these positions became available as a result of retirements. The Fitchburg Police force still has sixteen fewer officers than it did in 2007. We will continue to seek out any additional funding opportunities at both the State and Federal levels.

There is no one way to report the overall health and safety of a community. The public perception and fear of crime are sometimes greater than what the actual statistical data reports. This perception is the primary reason the Fitchburg Police Department continues to embrace a community engagement style of policing. In 2015, a collaboration with the Fitchburg State University Police Department created a Community Policing Center on Main Street. Community engagement was realized throughout the City with programs such as:

Fitchburg Police Junior Academy, Mentoring programs at the YMCA, and partnerships with organizations such as LUK, MOC, the Cleghorn Center, and other Faith based groups.

In order to be effective in reducing crime in the City of Fitchburg, we must understand and analyze the data which is presented in this report. This report is created by using information from NIBRS and UCR Crime Index, which the latter highlights selected offenses used by the FBI to measure changes in crime reported to law enforcement. Fitchburg Police Department analyzes data on a monthly basis at our Compstat meetings. We are able to recognize patterns and trends, and to identify hot spots in a timely manner. When responding to 53,000 calls for service in a years' time, this type of analytical approach is extremely important.

Annual Report

Fitchburg Police
Department (cont)



CITY OF FITCHBURG POLICE DEPARTMENT

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For the most part our UCR reported crime statistics experienced slight increases in some categories, and minor decreases in others. The most significant increase in Part 1 Offenses was an increase in reported robbery offenses. In 2015, 66 robberies were reported; an increase of 2% from 2014. However when compared to a five year average robbery offenses have increased nearly 36%. On a positive note, total overall property crimes have decreased 9% since 2014, and 12% over the past 5 years.

Unfortunately, the City of Fitchburg is not immune to the Opioid epidemic which affects every community in the Commonwealth. The Fitchburg Police Department is attacking the epidemic aggressively and on many different fronts. Our Drug Suppression Unit continues to attack the flow of illegal drugs into the City and their numbers are the result of lengthy drug investigations. Furthermore, these figures illustrate how hard they are working to remove drugs and weapons off the streets. In 2015 the Fitchburg Police Department, with the assistance of the Department of Public Health and the District Attorney's office, began deploying the lifesaving drug, Nasal Naloxone. The Fitchburg Police Department continues to fight the opioid crisis using approaches that include drug suppression through enforcement, education, rehabilitation, and understanding.

Many challenges lie ahead in our profession. The dedication to service and excellence by members of the Fitchburg Police Department is seen each and every day as they persevere and fight these challenges head on. I acknowledge the enthusiasm and commitment of our civilian staff. I thank every member of the Fitchburg Police Department for the challenging work you perform each and every day.

Thank you to Mayor DiNatale and the entire City Council for their continued support.

Sincerely,

Ernest F. Martineau
Chief of Police

2015 Crime Statistics Overview

The UCR Crime Index is a collection of selected offenses used by the FBI to measure changes in crime reported to law enforcement. The Fitchburg Police Department voluntarily submits NIBRS data to the Massachusetts Crime Reporting Unit, who then in turn submits UCR summary data to the FBI. Offenses included in the Part I Crime Index include the following: murder, rape, robbery, aggravated assault, burglary, and larceny and auto theft. Another crime reporting tool is NIBRS data. NIBRS data differs from UCR data and allows for a more detailed account of crime data. NIBRS is an incident based reporting system in which agencies collect data on each single crime occurrence where as UCR data reflects only certain highlighted offenses and uses the hierarchy rule.

The Fitchburg Police Department analyzes data on a monthly basis at our Compstat meetings. Command staff base police response on data analysis provided by the Crime Analyst as well as any information presented by staff at the meeting. Patterns, trends, and criminal intelligence are analyzed in order to identify crime series, repeat offenders, and emerging "hot spots" in a timely manner. Patrol officers are also assigned to conduct traffic enforcement in targeted traffic hot spots based on crash data analysis. Additionally, this department utilizes media (social media, newspaper, public access TV, etc) in an effort to promote crime prevention its initiatives.

UCR Part I Offenses

Property Crime

The number of reported burglaries increased 5% from the prior year, but was down 8% from a five year (2010-2014) average. From 2009-2011, this department experienced a significant increase in the number of reported burglaries, with the highest reported number reaching 465 offenses in 2011. In 2015, there were 315 reported burglaries with 30% of those incidents indicating no signs of forced entry or the burglar (s) was unsuccessful in gaining entry into the property.

Larceny is a general category that may include offenses like theft from motor vehicles, shoplifting, theft from building, theft of motor vehicle parts, theft from a coin machine, all other larceny, pocket picking and purse snatching. In 2015, the number of larceny offenses (n=679) decreased 14% from the prior year and decreased 14% from the average. Motor vehicle theft also decreased 18% from the prior year and 6% from the average; 63 offenses were recorded in 2015. Many vehicles were left unlocked with the keys either in the ignition or a spare was left somewhere in the vehicle. Additionally, many of these offenses were listed as "use of motor vehicle without authority" meaning that the person (s) who stole the vehicle was likely known to the victim and use was not permitted by the reporting party.

Overall total property crime decreased 9% from 2014, and decreased 12% from the five year average.

Violent Crime

The most significant increase in Part I Offenses is in regards to reported robbery offenses. In 2015, 66 robberies were reported which is only a slight increase (2%) from 2014. But when comparing against the 5 year average, reported robbery offenses increased nearly 36%. The number of "cleared" robbery offenses was 21% and nationally the clearance rate for robbery is about 28%. A suspect (s) has been identified in 36% of the cases. Of the 66 reported offenses, approximately 35% were "street" robberies, about 6% were at banking institutions, and 27% at some kind of retail space (gas station, retail store, convenience store, specialty store, etc).

In 2015, 247 aggravated assaults were reported to the department. About 33% of all aggravated assaults were related to domestic violence. The number of reported offenses increased 6% from the prior year, and 3% from the average.

Criminal Homicide

In 2015, one reported criminal homicide and Andrew Mathieu of Leominster was arrested.

Overall violent crime increased 3% from the prior year.

Non – UCR Data

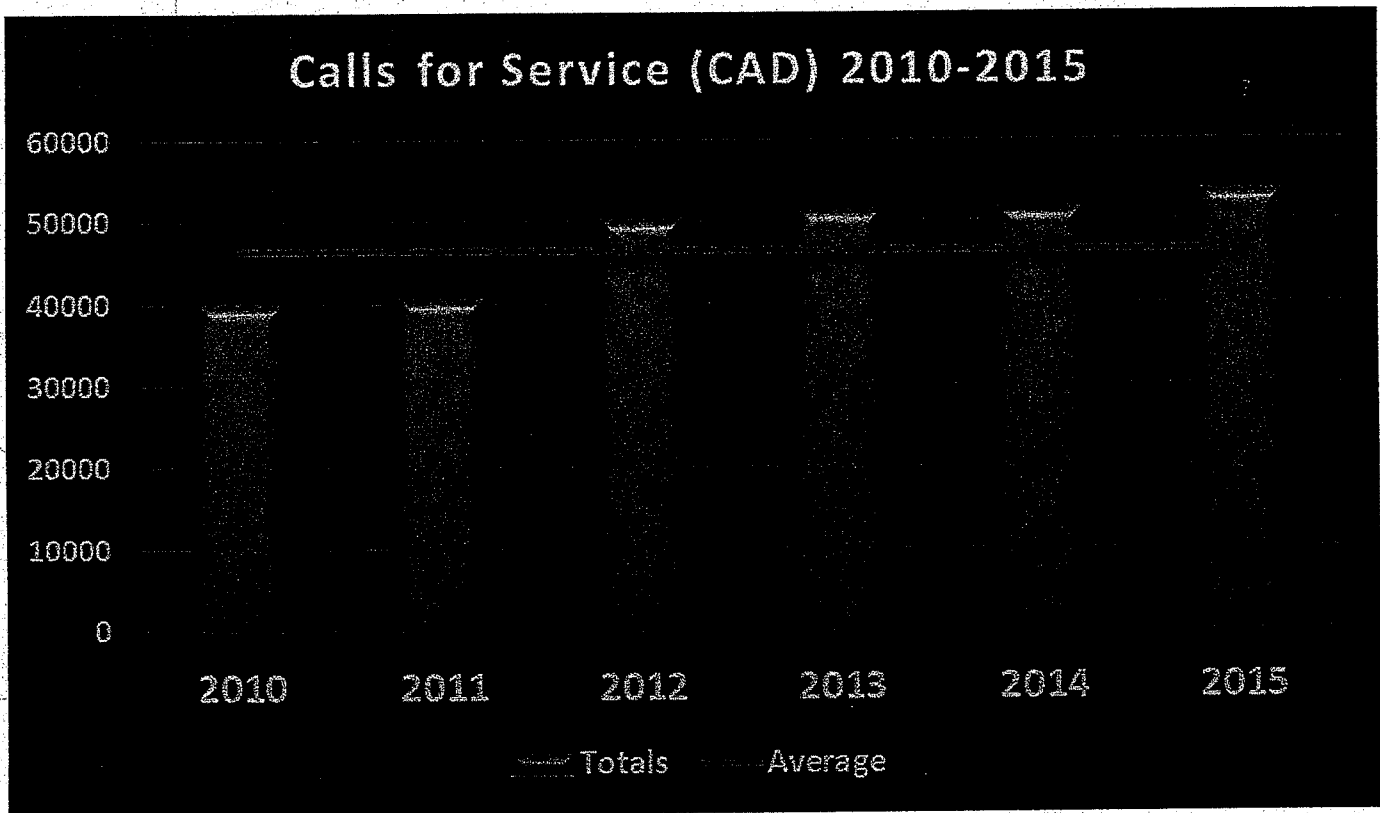
In 2015, the Drug Suppression Unit (DSU) made 44 arrests, executed 33 search warrants and seized 18 illegal handguns off the street. Additionally, 169 rounds of ammunition, 907 illegal Prescription pain pills, 2,738 grams of cocaine, and 2042 grams of heroin were also seized as a result of long term narcotics investigations. These types of investigations are crucial in combating the opioid epidemic that many cities across the country are experiencing. In 2015, this department responded to 198 overdose calls and in 2014, 8 drug related fatalities occurred in the city. As of June of 2015, the Fitchburg Police Department now carries Nasal Naloxone through the assistance of the Department of Public Health.

In 2015, there were 1,484 motor vehicle crashes in the City of Fitchburg. The number of crashes increased approximately 16% from the prior year. Nine percent of all crashes occurred between 1700-1759 hours, and nearly a third of accidents were reported on Tuesdays & Fridays. This increase may be as a result of the inclement weather in early 2015, as well as the many road construction projects that occurred throughout the year. Tragically there were three (3) motor vehicle related fatalities in 2015.

In 2015, the Fitchburg Police Department recorded 53,430 calls for service. Calls for service increased 4% from the prior year. This department historically averages approximately 46,389 calls for service per calendar year.



Calls for Service, Total Reported Crimes and Arrests



Calls for Service:

In 2015, the Fitchburg Police Department recorded 53,430 calls for service. Calls for service increased 4% from the prior year.

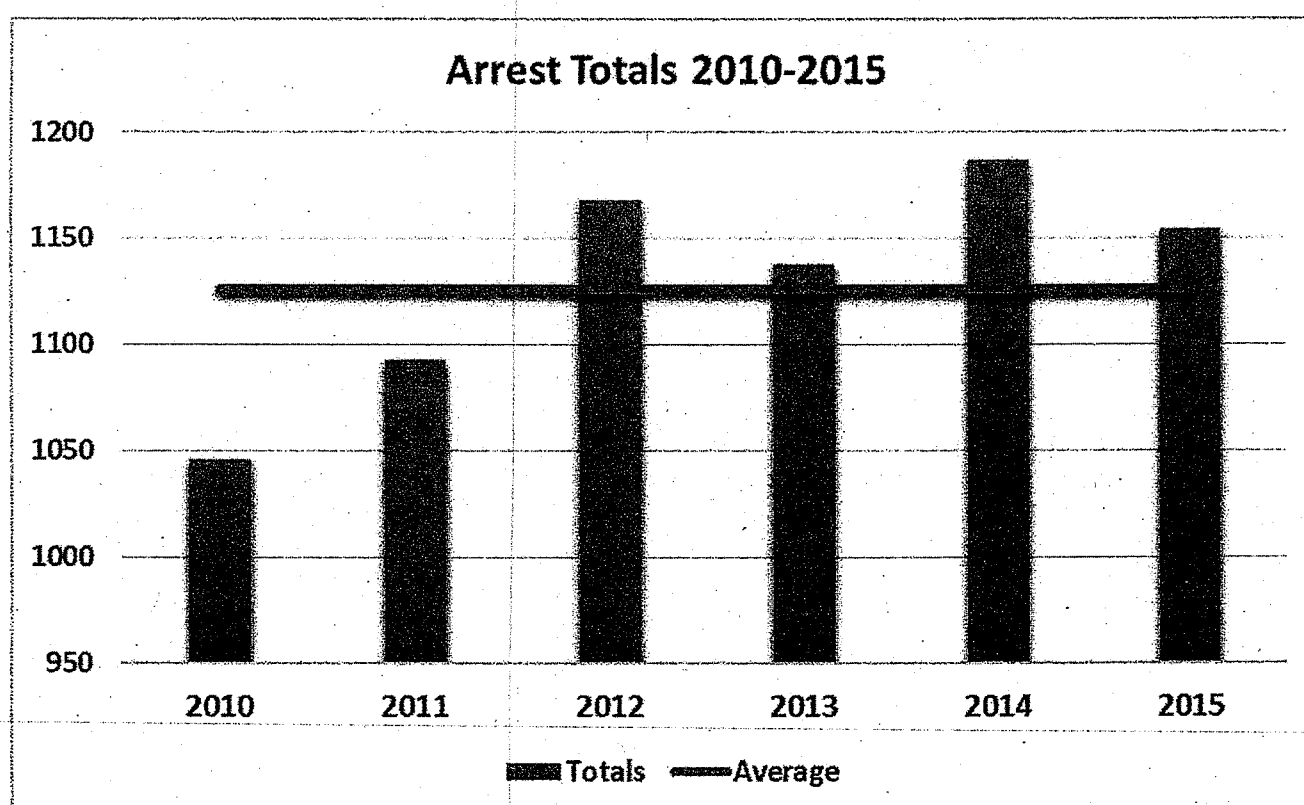
Some of the top calls for service include proactive patrols (area checks, 13% of all calls), traffic enforcement (12%; n=6538), general disturbances (5%; n=2486), Fire/EMS calls (10%;n=5582), mental health concerns (1%; n=582 calls), and suspicious activity (7%; n=3510). Other social disorder calls for service include narcotic offenses (n=373) and suspected overdoses (n=198). Please note some of these calls may be called in by an officer or by a citizen.

Call totals include both founded & unfounded calls.



Calls for Service, Total Reported Crimes and Arrests

Total Arrests & Arrest Breakdown



In 2015, the Fitchburg Police Department made 1,154 arrests. This figure is down 3% from the previous year.

Of the 1,154 arrests, 31 (about 3%) were “protective custody.” An officer may bring an intoxicated person to the police station for protective custody if there is no where else to safely place that person.



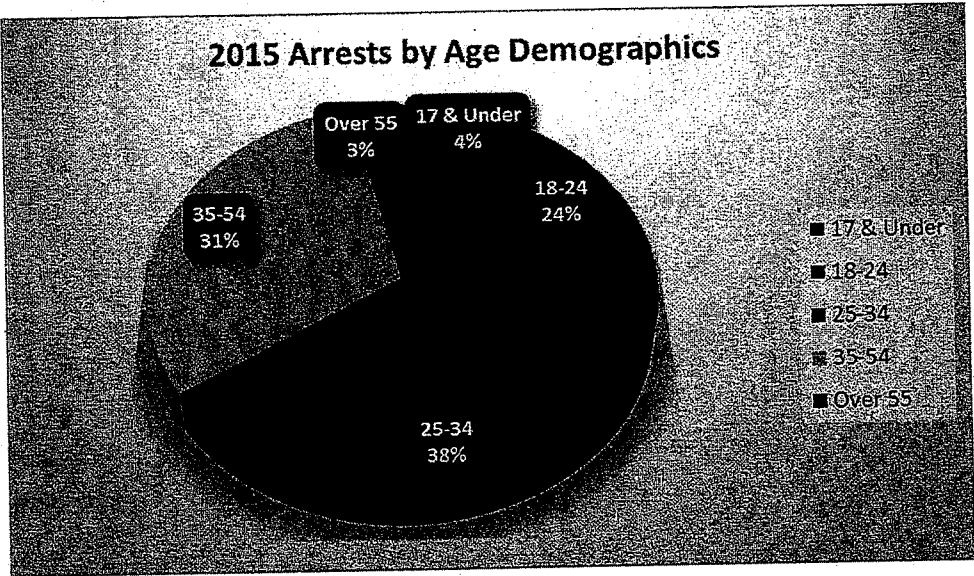
Calls for Service, Total Reported Crimes and Arrests

Arrest Info
Continued:

According to the FBI, an offense is “cleared” by an arrest when the following criteria has been met: Arrested, Charged with the commission of the offense or turned over the court for prosecution (summons, etc)*. The information to the right only reflects warrant arrests (all other offenses) and actual arrests. Majority of “All Other Offenses” are warrant arrests or restraining order violations. “Traffic, Town by Law Offenses” can be described as anything from traffic violations (unlicensed operation of motor vehicle, etc) to city general ordinance violations (open container violation, etc)

Top 20 Arrest Categories according to 2015 data

Primary Arresting Offense	2014	2015	Difference	Change % 14-15
Traffic, Town By-Law Offenses	246	259	13	5%
All Other Offenses	255	257	2	1%
Simple Assault	191	160	-31	-16%
Aggravated Assault	85	106	21	25%
Drug / Narcotic Violations	90	94	4	4%
Driving Under the Influence	41	37	-4	-10%
Shoplifting	44	35	-9	-20%
Disorderly Conduct	49	33	-16	-33%
Trespass of Real Property	16	22	6	38%
Burglary / Breaking and Entering	18	18	0	0%
Vandalism of Property	13	18	5	38%
Robbery	16	18	2	13%
Receiving Stolen Property	9	15	6	67%
Drunkenness	14	12	-2	-14%
Prostitution	15	12	-3	-20%
All Other Larceny	7	9	2	29%
Theft from a Motor Vehicle	6	8	2	33%
Liquor Law Violations	12	6	-6	-50%
False Pretenses / Swindle / Confidence Game	5	5	0	0%
Intimidation	13	5	-8	-62%



Arrests also include protective custodies. Average is a 5 year average

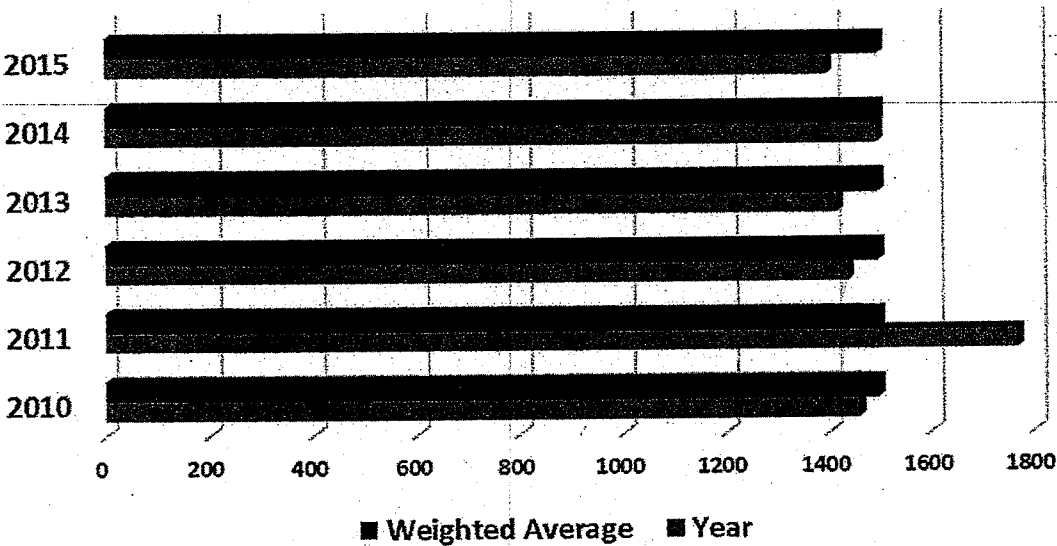


Calls for Service, Total Reported Crimes and Arrests

UCR Crime Statistics — Part I Offenses

	2010	2011	2012	2013	2014	5 Yr. Average	Weighted Average	2015	% change from 2014	%change from aver- age	% change from weighted average
Murder	1	2	1	2	0	1	2	1	N/A	-17%	-50%
Rape*	30	29	32	33	31	31	32	26	-16%	-16%	-19%
Robbery	53	43	47	35	65	49	42	66	2%	36%	57%
Aggravated Assault	238	244	250	237	234	241	240	247	6%	3%	3%
Burglary	355	465	307	275	301	341	331	315	5%	-8%	-5%
Larceny	707	946	765	762	786	793	794	679	-14%	-14%	-14%
Motor Vehicle Theft	81	51	45	80	77	67	64	63	-18%	-6%	-2%
Total Violent Crime	314	304	319	298	330	313	315	340	3%	9%	8%
Total Property Crime	1143	1462	1117	1117	1164	1201	1180	1057	-9%	-12%	-10%

Crime Index Totals by Year



Overall, a 9% decrease in property crime when comparing against 2014. About 10% decrease from the weighted-average & 12 % decrease from the average.

Slight increase in the total number of violent crime reported in 2015. A 9% increase in violent crime from the average. This is largely due to the increase in robbery offenses in 2014 & 2015.

The UCR Crime Index is a collection of selected offenses used by the FBI to measure changes in crime reported to police. These offenses include murder, rape, robbery, aggravated assault, burglary, larceny, arson, and auto theft. According to the FBI, Arson statistics are included in trend, clearance, and arrest tables throughout *Crime in the United States*, but they are not included in any estimated volume data.

According to the UCR reporting systems, the "Hierarchy Rule" governs multiple offense reporting. If more than one crime was committed by the same person or group of persons and the time and space intervals separating the crimes were insignificant, then the crime highest in the hierarchy is the only offense reported. <http://www2.fbi.gov/ucr/faqs.htm>

The Fitchburg Police Department voluntarily submits NIBRS data to the Massachusetts Crime Report Unit, who then in turns submits UCR summary data to the FBI. UCR Crime Index data included in this report has been retrieved from the Massachusetts Crime Reporting Unit on April 4th, 2016... All statistics are calculated using the best data available at the time. Please note, final numbers may be subject to change. Official FBI statistics typically published in the fall.

- Note: Inc = percentages are not calculated for numbers so small so as to prevent a statistically misleading percentage or NC = not calculable
- * Rape = new/legacy definition N/A = number cannot be divided by zero

Annual Report

Fitchburg Police
Department (cont)

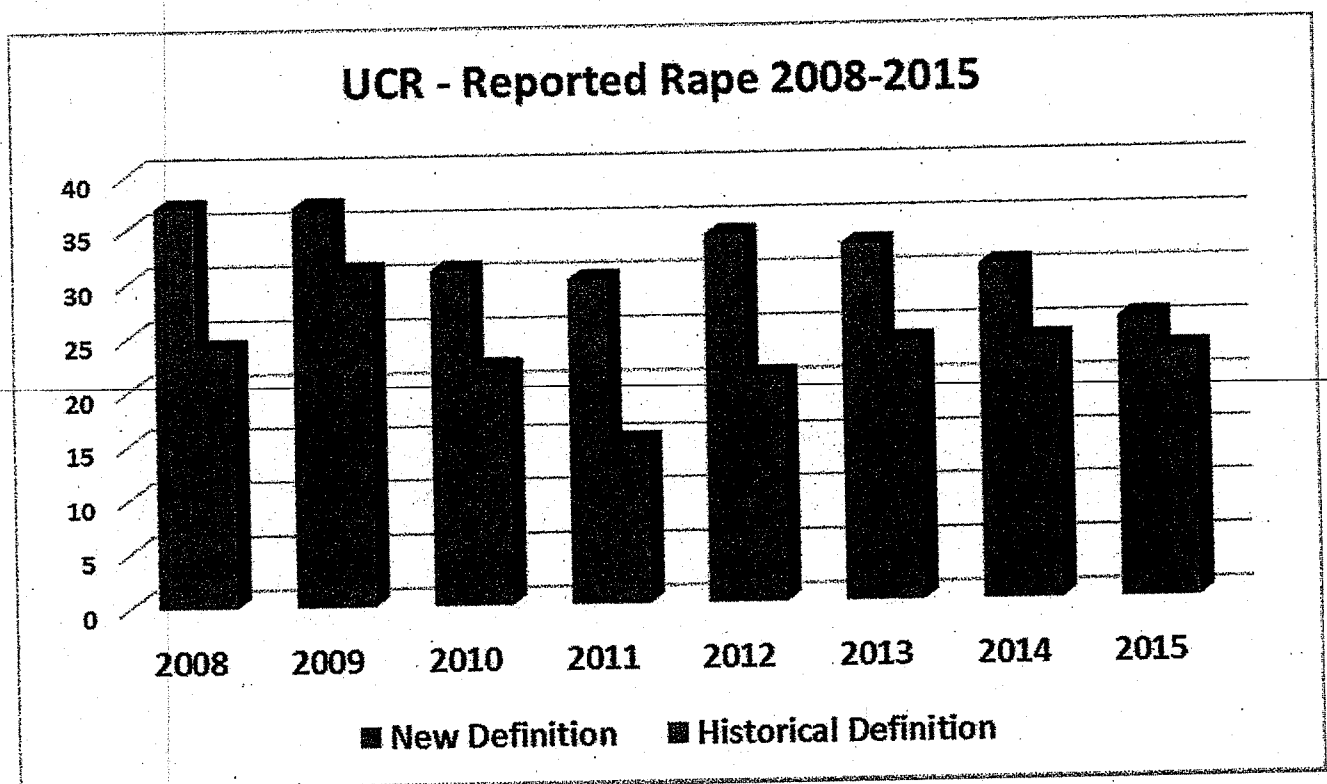
Calls for Service, Total Reported Crimes and Arrests

UCR Crime Statistics — Part I Offenses

Rape—

From the Crime Reporting Unit:

The FBI's definition of "rape" has been expanded, and as a result, what the FBI will be publishing for UCR Part I crime may show an increase in the number of rapes reported. The historical definition, or "legacy" definition of rape was the "carnal knowledge of female forcibly and against her will." With this definition, only a female could be a victim. The 'revised' or new definition makes two important changes: 1—the victim may be either male or female; and 2—rape now includes the NIBRS offenses of forcible sodomy and sexual assault with an object.



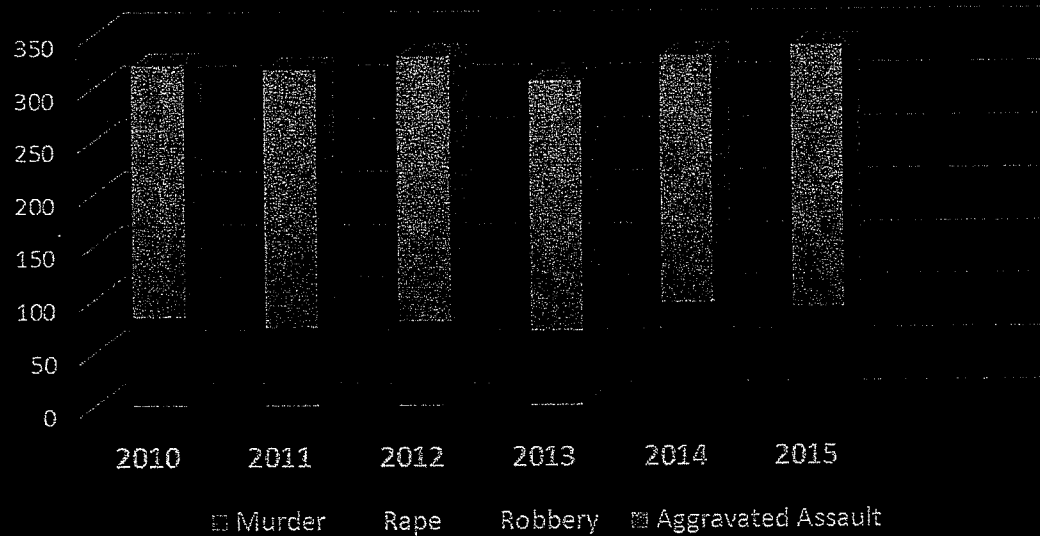
For more information: <http://www.fbi.gov/about-us/cjis/ucr/recent-program-updates/new-rape-definition-frequently-asked-questions>



Calls for Service, Total Reported Crimes and Arrests

Total Reported Crimes : UCR Crime Index

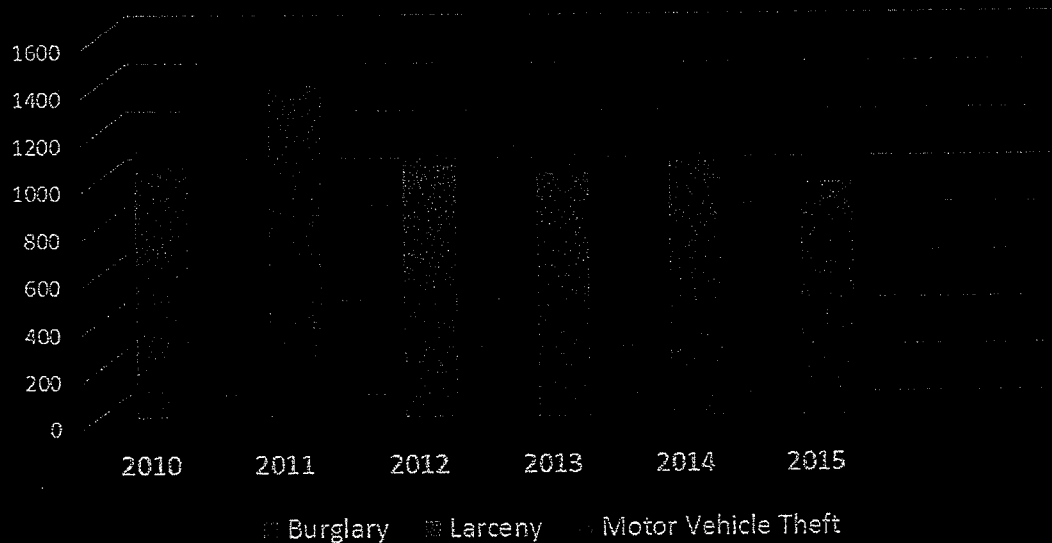
UCR Violent Crime 2010-2015



Notable Changes:

One reported homicide in May of 2015, and an arrest was made shortly after the event. Slight increase in the number of aggravated assaults from the average & prior year. Slight increase in the number of reported robberies from the prior year, but reported offenses are up considerably from the average.

UCR Property Crime 2010-2015



Notable Changes:

Total property crime decreased 9% from 2014, and about 12% from the five year average. Overall larceny is down about 14% from last year and motor vehicle theft decreased about 18%. Many of these offenses are crimes of opportunities, and this department encourages residents to lock and secure their property.

Annual Report

Fitchburg Police Department (cont)



Calls for Service, Total Reported Crimes and Arrests

NIBRS Crime Data (National Incident Based Reporting Systems)

Crimes Against Persons	2014	2015	Freq +/-	5 Yr Aver- age	Weighted Average	% Change '14-'15	%Change Average	% Change Weighted
Aggravated Assault	209	216	7	209	208	3%	3%	4%
Domestic	69	72	3			4%		
Non-Domestic	140	144	4			3%		
Forcible Fondling	40	40	0	33	35	0%	22%	15%
Forcible Rape	25	25	0	23	24	0%	11%	6%
Forcible Sodomy	3	2	-1	5	5	-33%	-63%	-60%
Intimidation	72	43	-29	62	62	-40%	-30%	-31%
Kidnapping / Abduction	5	7	2	6	6	40%	21%	25%
Murder and Non-negligent Man- slaughter	0	1	1	1	1	N/A	-17%	-6%
Robbery	65	66	1	49	50	2%	36%	33%
Simple Assault	359	345	-14	338	345	-4%	2%	0%
Simple Assault : Domestic	209	176	-33			-16%		
Simple Assault: Non-Domestic	159	169	10			6%		
Statutory Rape	14	8	-6	15	14	-43%	-46%	-43%

All crimes against persons are considered Group A Offenses-under NIBRS

Notes: In 2015, 33% of all aggravated assaults were related to domestic violence. Also, 51% of all simple assaults were related to domestic violence in 2015.

Crimes Against Society	2014	2015	Diff +/-	5 Yr Aver- age	Weighted Avg	% Change '14-'15	% Change Average	% Change Weighted Avg
Drug / Narcotic Violations	99	98	-1	73	81	-1%	34%	21%
Pornography / Obscene Materi- al	4	9	5	4	4	N/C	N/C	N/C
Prostitution	14	12	-2	7	8	-14%	76%	46%
Weapon Law Violations	75	41	-34	32	40	-45%	28%	3%
Disorderly Conduct	51	50	-1	50	49	-2%	0%	1%
Driving Under the Influence	43	41	-2	45	48	-5%	-9%	-14%
Drunkenness	15	12	-3	16	15	-20%	-26%	-21%
Family Offenses, Nonviolent	0	2	2	3	2	N/A	NC	NC
Liquor Law Violations	20	9	-11	25	25	-55%	-65%	-64%
Trespass of Real Property	28	26	-2	21	22	-7%	24%	16%

Drug violations through weapons law violations are considered Group A Offenses under NIBRS, Disorderly Conduct through Trespass are considered Group B\ Information extracted from Microsoft Access internal database

Note: Inc = percentages are not calculated for numbers so small so as to prevent a statistically misleading percentage or NC = not calculable

N/A = number cannot be divided by zero

**Calls for Service, Total Reported Crimes and Arrests****Total Reported Crimes : NIBRS Data (National Incident Based Reporting Systems)**

Crimes Against Property	2014	2015	Freq +/-	Average	Weighted	% Change '14-'15	% Change Average	% Change Weighted
All Other Larceny	234	218	-16	176	188	-7%	24%	16%
Arson	16	8	-8	8	9	-50%	3%	-14%
Bad Checks	15	9	-6	13	14	-40%	-33%	-36%
Burglary / Breaking and Entering	316	324	8	356	337	3%	-9%	-4%
Counterfeiting / Forgery	26	16	-10	31	31	-38%	-49%	-48%
Credit Card / ATM Fraud	8	14	6	23	17	75%	-38%	-20%
Destruction / Damage / Vandalism of	375	383	8	436	415	2%	-12%	-8%
Embezzlement	3	5	2	4	3	NC	NC	47%
Extortion / Blackmail	1	0	-1	1	1	NC	-100%	NC
False Pretenses / Swindle / Confi-	61	76	15	61	61	25%	25%	24%
Impersonation	38	51	13	32	34	34%	58%	51%
Motor Vehicle Theft	69	58	-11	62	62	-16%	-6%	-6%
Pocket-picking	4	3	-1	4	4	NC	NC	NC
Purse-snatching	10	6	-4	4	5	NC	NC	NC
Shoplifting	131	101	-30	127	127	-23%	-21%	-21%
Stolen Property Offenses (Receiving,	15	29	14	20	19	93%	48%	50%
Theft from a Building	145	115	-30	170	169	-21%	-32%	-32%
Theft from a Coin-Operated Machine	0	0	0	0	0	N/A	N/A	N/A
Theft from a Motor Vehicle	190	175	-15	204	193	-8%	-14%	-10%
Theft of Motor Vehicle Parts or Acces-	39	33	-6	44	42	-15%	-25%	-22%
Welfare Fraud	0	0	0	0	0	N/A	NC	NC
Wire Fraud	0	0	0	1	0	N/A	NC	NC

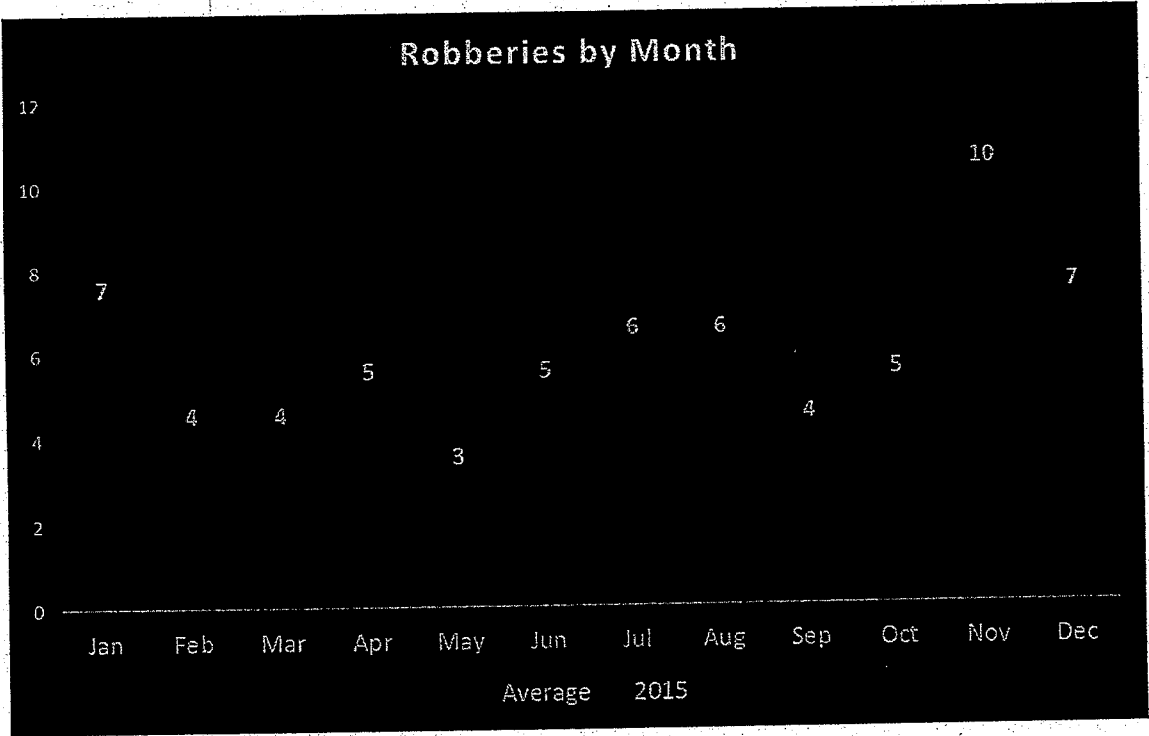
All crimes against property with the exception of bad checks are considered NIBRS Group A Offenses.

Crimes that weren't listed in the UCR Crime Index (Part I Crimes) are considered Part II Crime which aren't reported to the FBI Crime Statistics but are reported to NIBRS.



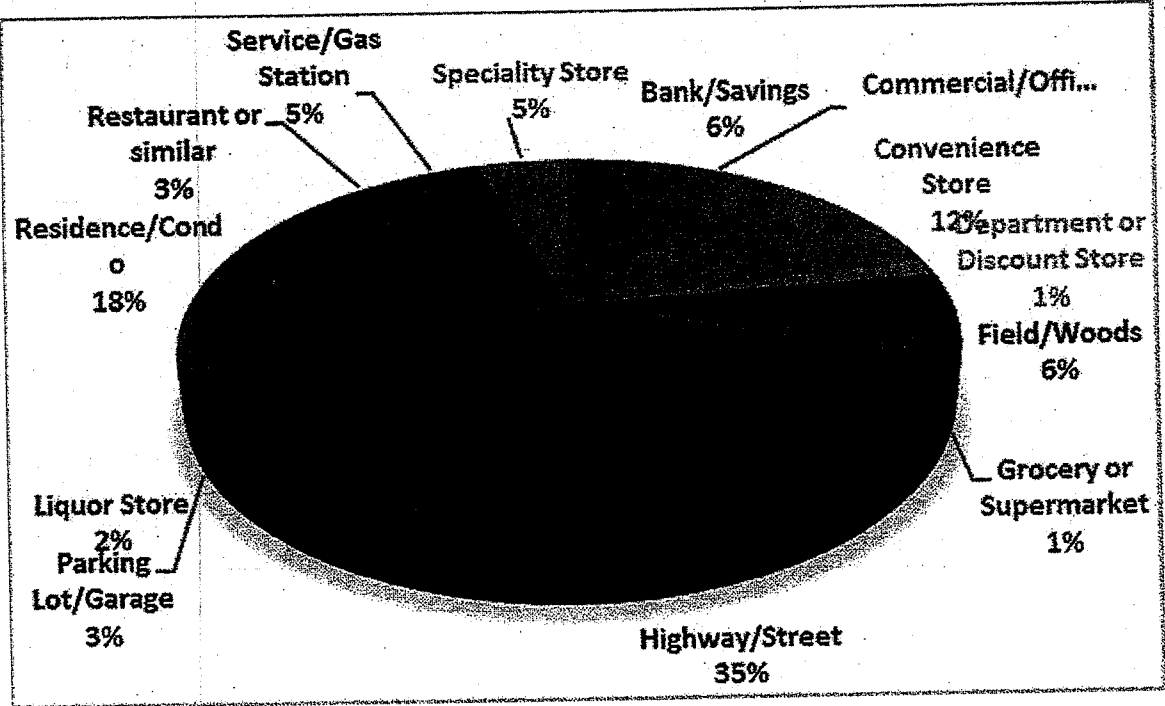
Calls for Service, Total Reported Crimes and Arrests

Crime Breakdown: Robbery Offenses



Typically, robbery offenses peak in the winter months. In 2015, robbery peaked in November. From mid November til the end of January, this department utilized additional resources and patrols to target areas likely to be robbery victims based on data provided by crime analysis.

Robberies by Location Type



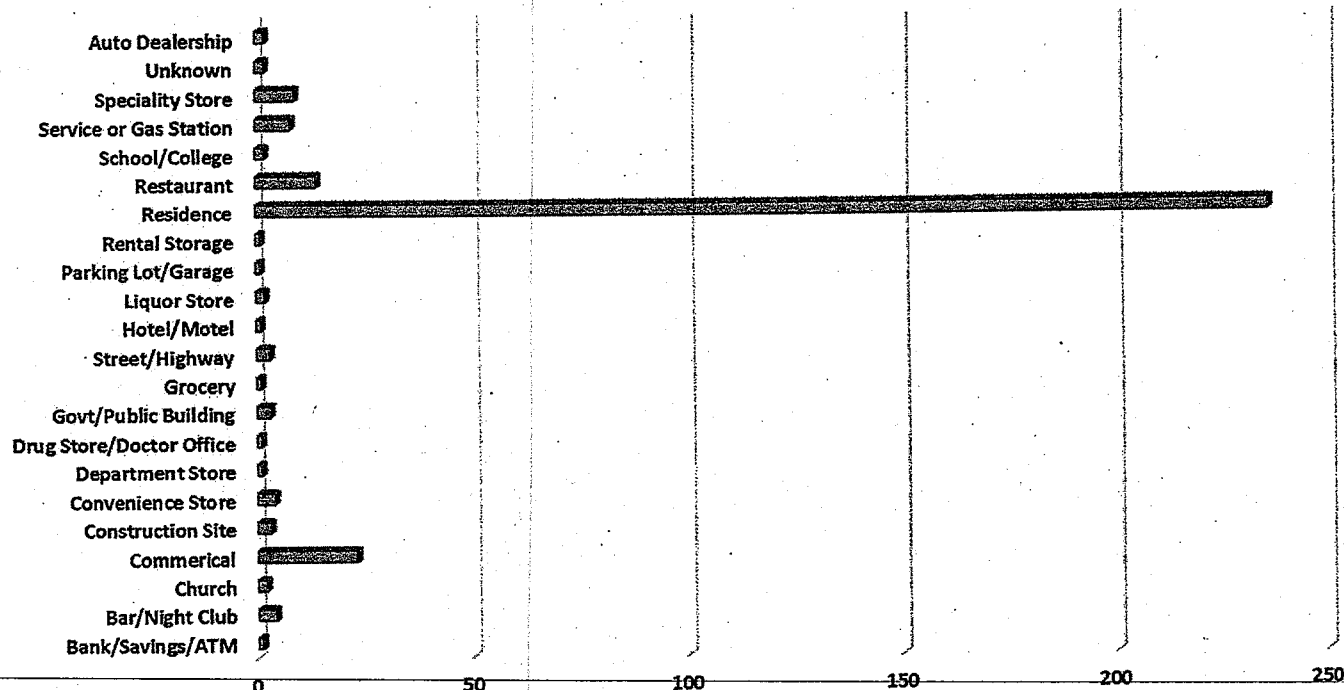
Specialty stores may include hardware stores or some type of specific retail store. ATMs are also included in the Bank/Savings category, and field/woods include local parks. 21% of all cases were considered "cleared" and Suspects have been identified in 36% of cases. National clearance rates are about 29%



Calls for Service, Total Reported Crimes and Arrests

Crime Breakdown: Burglary Offenses

Burglary Locations 2015



Nationally, burglary clearance rates are typically low (13%), in 2015, Fitchburg's burglary clearance rate was about 8%. Many cases are still being investigated and it can takes months for results from DNA evidence to come back to the department. Historically in Fitchburg, reported burglaries tend to peak in May, June & July, and are their lowest in February. 2015 was a bit of an anomaly with the highest months for reported breaks being July, August, and January. 73% of all burglaries targeted residences, in comparison to 81% of all burglaries in 2014. Approximately 23% of all burglaries targeted commercial entities.

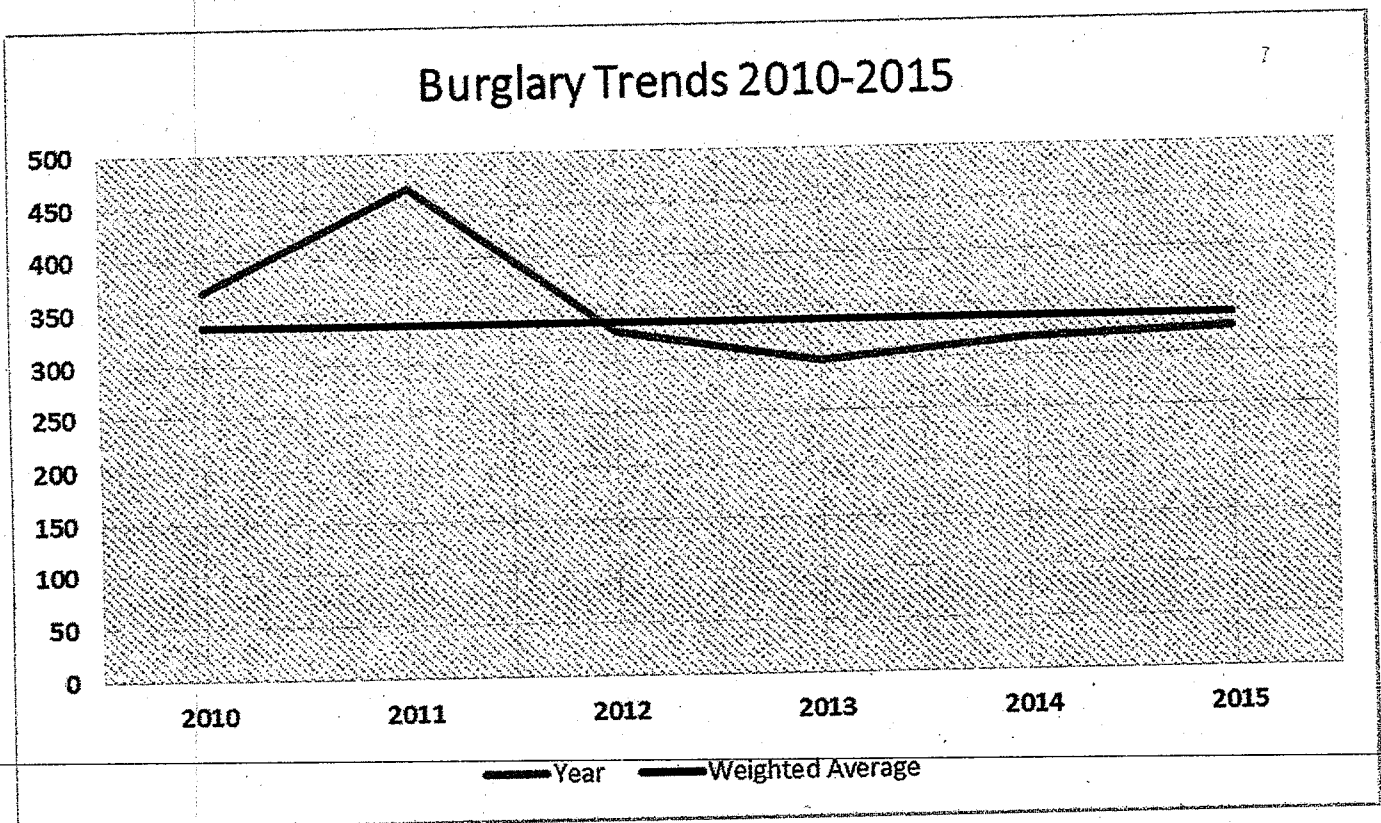
Remember, burglary, like other crimes of opportunity, base their targets on a number of characteristics like risk, reward, and opportunity. **Burglary prevention tips:** Leave lights on when you go out. If you are going to be away for a length of time, connect some lamps with automatic timers to turn on in the evening and off during the day. Lock all outside doors and windows before you leave the house or go to bed. Even if it is for a short period of time, lock your doors and windows. Do not allow daily deliveries of mail, newspapers, or flyers build up while you are away. Arrange with the United States Postal Service to hold your mail or arrange for someone you trust to pick them up regularly. Sliding glass doors are vulnerable. Special locks are available for better security. Check with your local home improvement store for assistance. Lawn mowers, snow blowers, and bicycles are best stored out of sight. Always lock your garden sheds and garages. The Fitchburg Police Department's Citizens on Patrol also conducts a residential house check program, for more information go to our website: http://www.fitchburgpolice.com/forms_and_documents/untitled_page/default.cfm

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Fitchburg Police
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Calls for Service, Total Reported Crimes and Arrests

Crime Breakdown: Burglary Offenses (NIBRS)



Although, reported burglary offenses increased 3% from the prior year, reported offenses for 2015 are still down 9% from the average, and down 4% from the weighted average.

Please note that 22% of all reported burglaries in 2015 showed no signs of forced entry meaning the properties were likely left unsecured or unlocked. In 8% of burglaries, the offender attempted to force entry into the property but was unsuccessful.







Calls for Service, Total Reported Crimes and Arrests

Burglary Offenses 2015



Legend
Aggregate Count - Burglary
ICOUNT

-  1
-  2
-  3
-  4



17

This map reflects all burglaries (residential, commercial, industrial) for calendar year 2014. 1 meaning one reported burglary at that location, 2 meaning 2 reported incidents, etc.

Annual Report

Fitchburg Police
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Calls for Service, Total Reported Crimes and Arrests

Burglary Offenses "Hot Spot" Density Map



Legend

<VALUE>

- nothing to very low
- moderate
- very high

For example, there were six reported burglaries at one of the city's larger apartment complexes in the Cleghorn area. Six incidents at the relatively same address would cause the map to show a higher density of incidents in that general area (i.e red spot) which may or may not be indicative of the larger neighborhood.

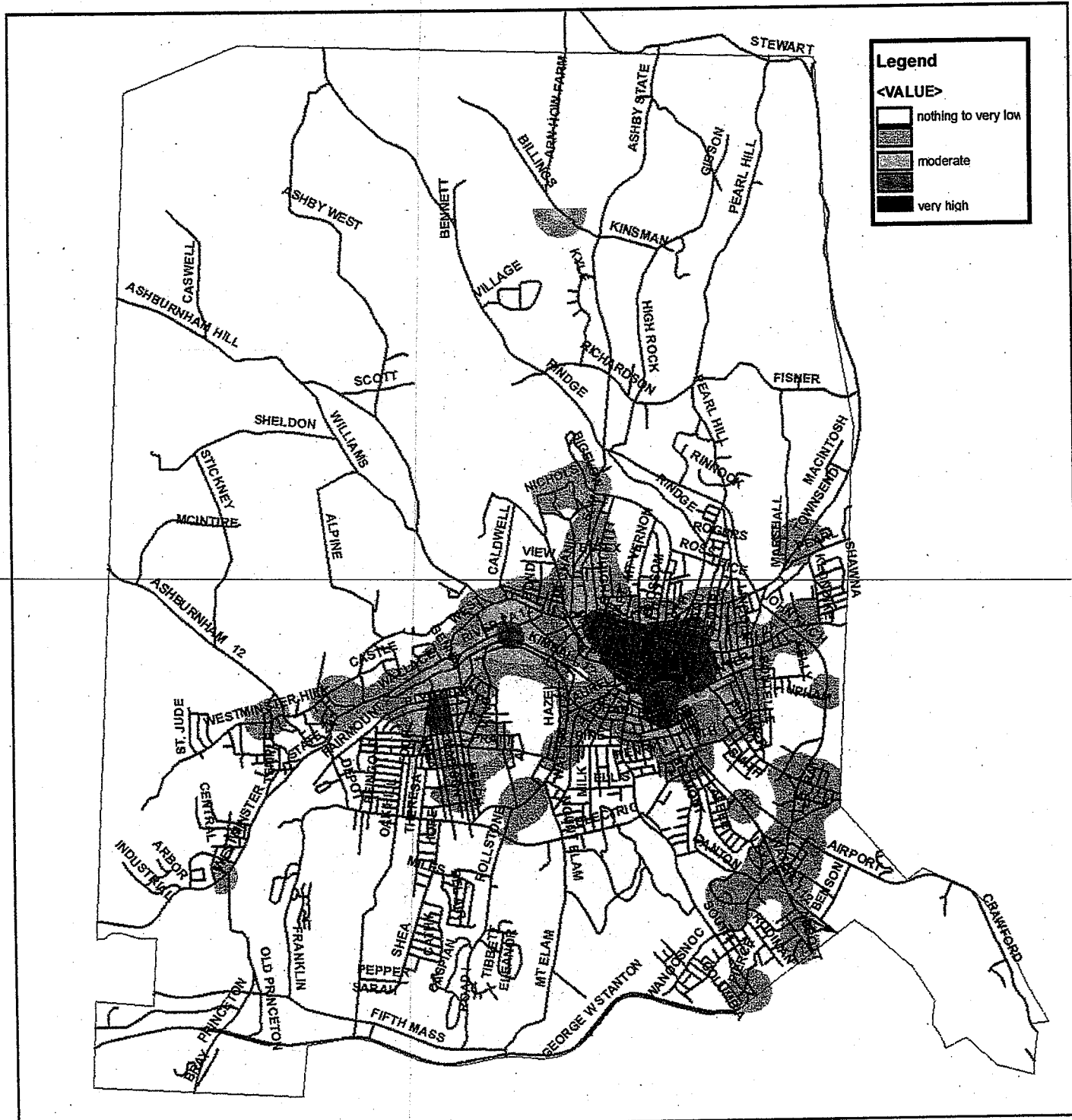


The "Hot Spot" tool : The Kernel Density tool calculates the density of features in a neighborhood around those features. Data includes all types of burglaries including commercial, residential (including apartment complexes/multi families), and industrial.



Calls for Service, Total Reported Crimes and Arrests

Hot Spot Density Map: Violent Offenses 2015*



Majority of mapped incidents (45%) of incidents were simple assaults, 17% were robberies, and 38% were aggravated assaults.

This map reflects the following violent offenses (robbery, simple assault, aggravated assault, and murder). Domestic related offenses have been excluded. The "Hot Spot" tool: The Kernel Density tool calculates the density of features in a neighborhood around those features.

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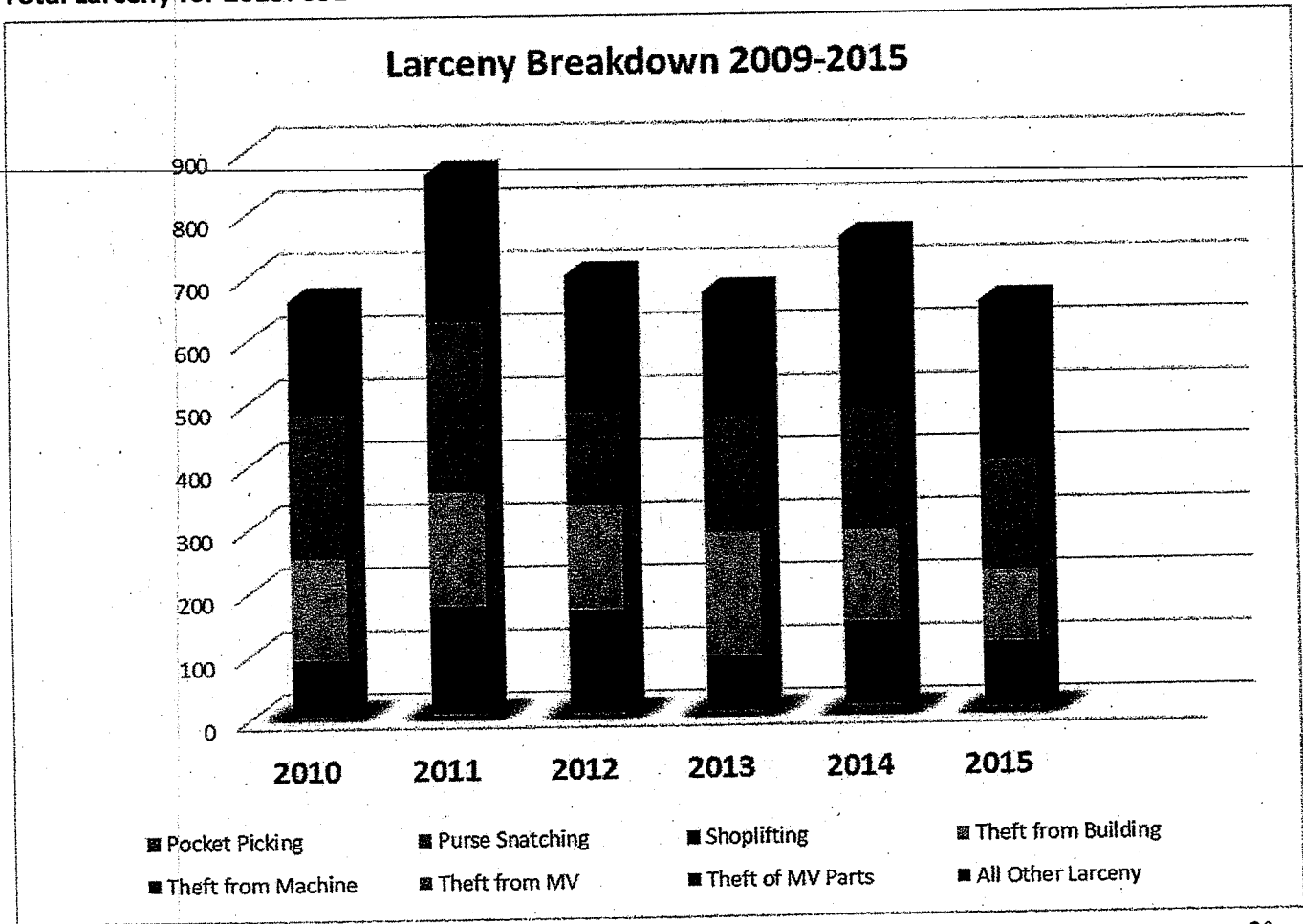


Calls for Service, Total Reported Crimes and Arrests

Larceny Breakdown : NIBRS

Crimes Against Property	2014	2015	Freq +/-	Average	Weighted	% Change '14-'15	%Change Average	% Change Weighted
All Other Larceny	234	218	-16	176	188	-7%	24%	16%
Pocket-picking	4	3	-1	4	4	NC	NC	NC
Purse-snatching	10	6	-4	4	5	NC	NC	NC
Shoplifting	131	101	-30	127	127	-23%	-21%	-21%
Theft from a Building	145	115	-30	170	169	-21%	-32%	-32%
Theft from a Coin-Operated Machine or	0	0	0	0	0	N/A	N/A	N/A
Theft from a Motor Vehicle	190	175	-15	204	193	-8%	-14%	-10%
Theft of Motor Vehicle Parts or Accesso-	39	33	-6	44	42	-15%	-25%	-22%

Total Larceny for 2015: 651



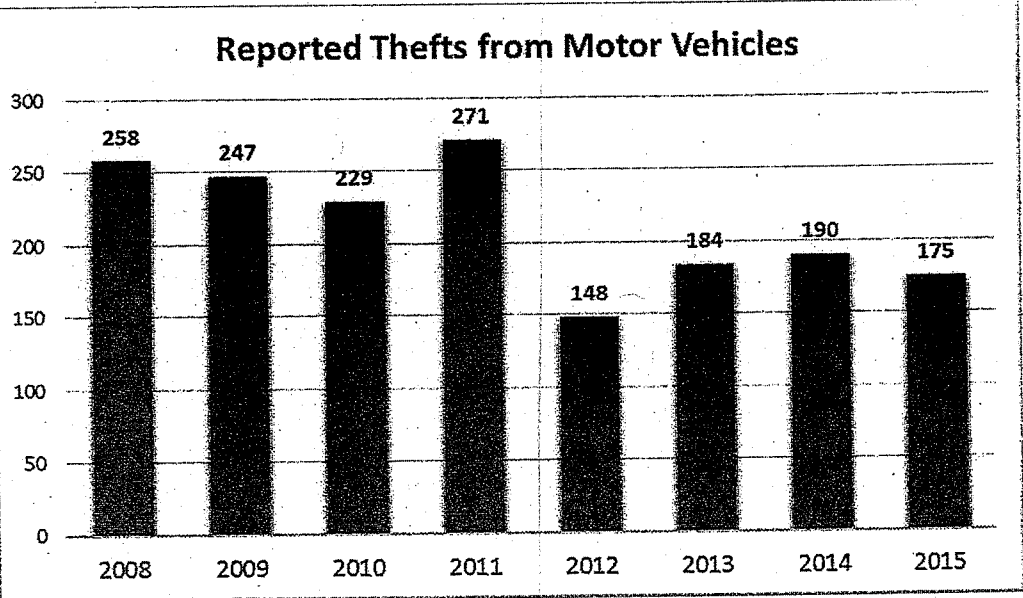
Larceny data is NIBRS offenses, not UCR.

2015's figures highlighted in yellow



Calls for Service, Total Reported Crimes and Arrests

Larceny Breakdown, continued.



Reported thefts from motor vehicles decreased 8% from last year's figures (n=-15). The majority of thefts from motor vehicles, or car breaks, are from unsecured or unlocked vehicles. Most thefts occur over the summer when many residents leave their doors locked, windows down or sunroofs open.

Residents are encouraged to lock and secure their vehicles and their valuables.



2015 Top 5 Shoplifting Locations

Location	2015
90 Water St-Market	31
146 Whalon St- Bob's	16
140 Whalon St- Kmart	13
130 Water St- Family	9
571 John Fitch Hwy-	6

Annual Report

Fitchburg Police
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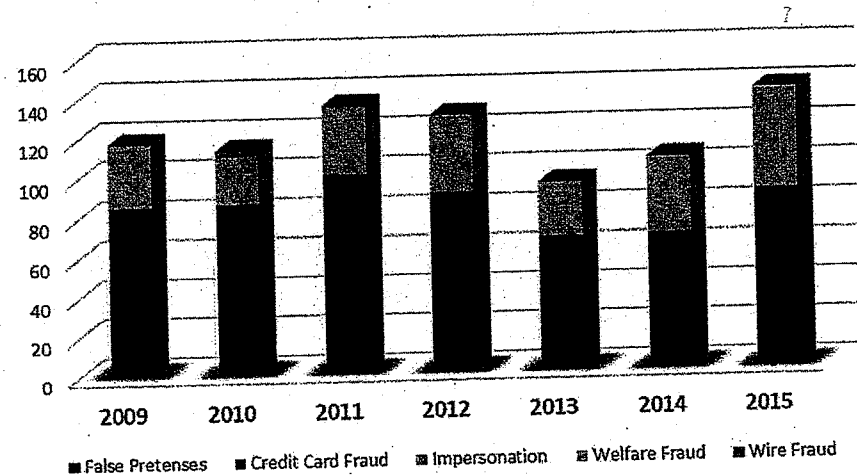
Calls for Service, Total Reported Crimes and Arrests

**Check Scams, Lottery Scams
and Other Financial Scams**

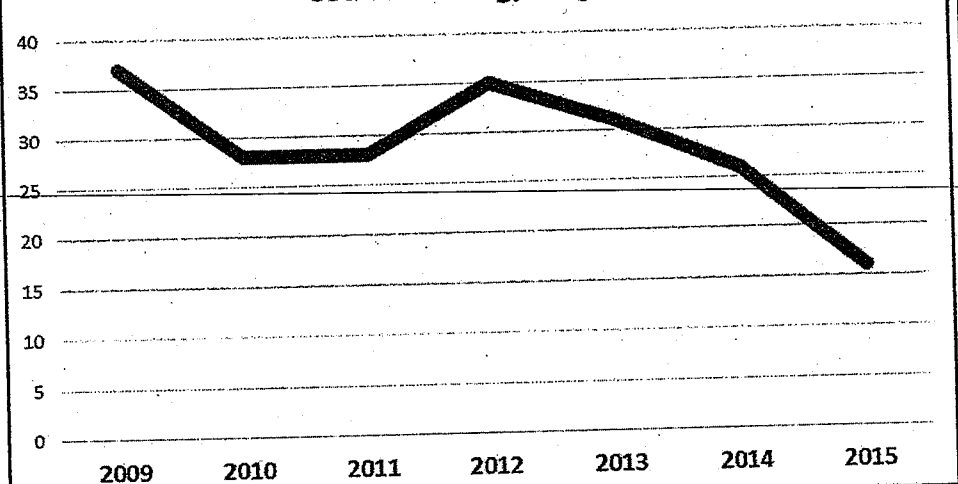
Fraud offenses are considered Part II Offenses and Crimes against property. Reported offenses were at their lowest in 2013 & 2014. Reported offenses increased 44% in 2015 from 2014. The number of residents who were victims of identity theft & scams increased greatly in 2015. Counterfeiting/ Forgery incidents decreased 38% in 2015 from the previous year.

The FBI defines fraud offenses as, "The intentional perversion of the truth for the purpose of inducing another person or other entity in reliance upon it to part with something of value or to surrender a legal right." These fraud offenses include: false pretenses/swindle/confidence game, credit card or ATM fraud, welfare fraud, wire fraud and impersonation.

Fraud Offenses 2009-2015



Counterfeiting/Forgery



Residents have reported a number of scams to the Fitchburg Police Department over the years. The most common scams are "Lottery Scams", "Grandparent scams", Identity theft, Telemarketing schemes, IRS scams, and "419" Letter Scams. Information on common & recent scams please check the FBI's website. <http://www.fbi.gov/scams-safety/fraud/>.



Family Services Unit

Domestic Violence

Incident Description	2013	2014	2015	% Change from '14-'15	Diff +/-
Aggravated Assault	85	59	72	22%	13
All Other Larceny	0	3	1	NC	-2
All Other Offenses	12	33	41	24%	8
Burglary	0	3	0	NC	-3
Vandalism	2	9	6	NC	-3
Disorderly Conduct	2	0	0	#DIV/0!	0
Forcible Fondling	0	4	2	NC	-2
Forcible Rape	1	4	1	NC	-3
Forcible Sodomy	0	1	0	NC	-1
Intimidation	0	11	2	NC	-9
Kidnapping / Abduction	0	0	1	#DIV/0!	1
Pornography / Obscene Material	0	0	1	#DIV/0!	1
Robbery	1	2	1	NC	-1
Simple Assault	200	206	176	-15%	-30
Theft from a Building	0	4	0	NC	-4
Traffic, Town By-Law Offenses	2	2	0	NC	-2
Trespass of Real Property	0	2	0	NC	-2
Weapon Law Violations	0	2	0	NC	-2
Totals	305	345	304	-12%	-41

Arrests—In 2015, nearly 18% of all total arrests were related to domestic violence

What is domestic violence*?

Domestic violence is a pattern of abusive behavior in any relationship that is used by one partner to gain or maintain power and control over another intimate partner. Domestic violence can be physical, sexual, emotional, economic, or psychological actions or threats of actions that influence another person. This includes any behaviors that intimidate, manipulate, humiliate, isolate, frighten, terrorize, coerce, threaten, blame, hurt, injure, or wound someone.



The Family Services Unit at the Fitchburg Police Department employs an advocate who provides services for the victims of domestic violence within the City of Fitchburg. Services provided by the unit are crisis intervention, risk assessment, referrals to community services, educational services relating to 209A rights and options, and record keeping. The Domestic Violence Advocate works closely with Battered Women's Resources, Inc and Safeplan to provide a complete support system for the victim. Court Advocacy is also offered to the victims to help aide in holding the offender accountable by full prosecution. The Fitchburg Police Department is committed to achieving a community free of domestic violence.

Family Services Unit #978-343-4551 x1265 Civilian Advocate Stephanie Dondero 23

*Note: NC= percentages are not calculated for numbers so small so as to prevent a statistically misleading percentage. For 2015, Figures reflect a single incident/case; more than one person may have been arrested or cross complaint may have been filed which would not be reflected in this figures. Annual Report reporting change for 2015 and going forward.

*http://www.ovv.usdoj.gov/domviolence.htm

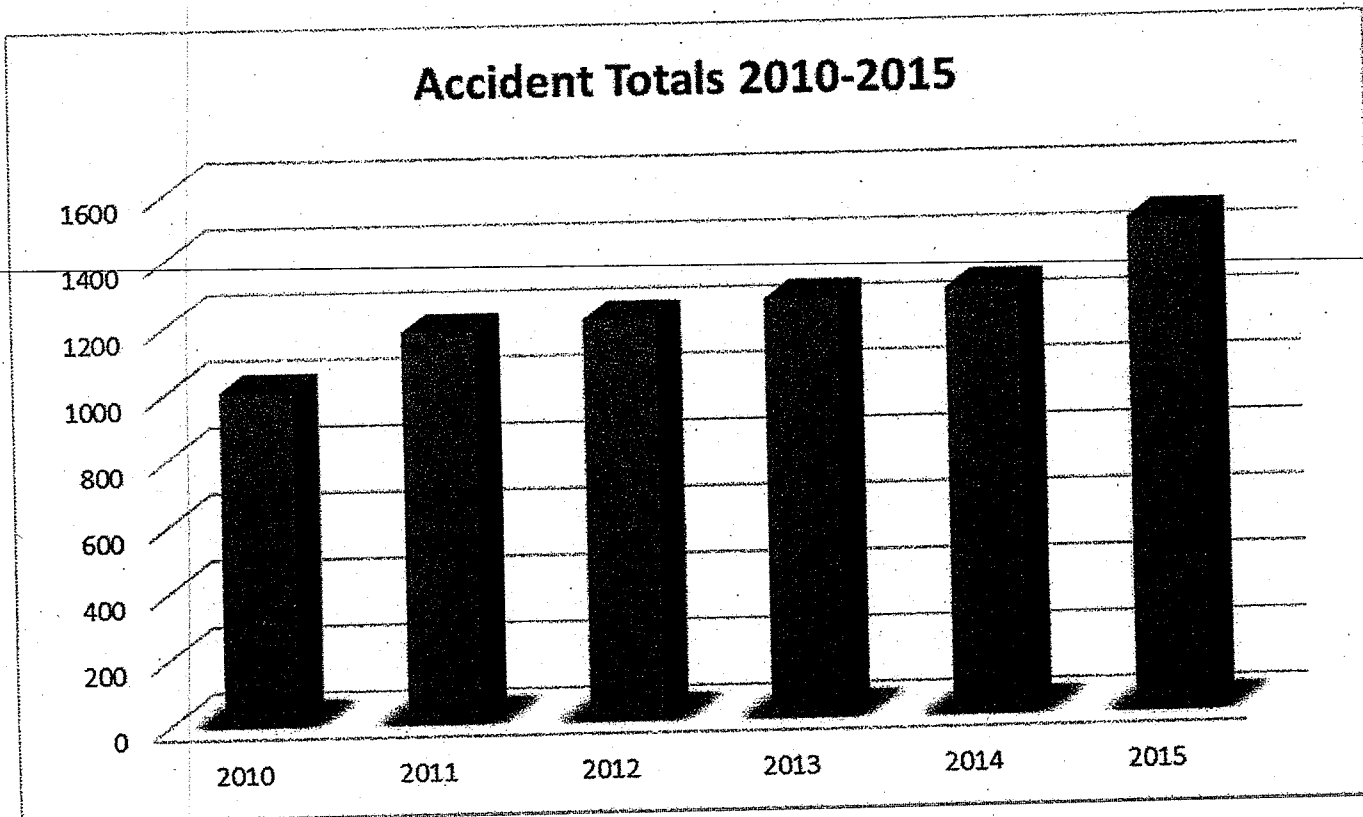
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Traffic Unit: Accident Analysis

Accident Break-down	2010	2011	2012	2013	2014	Avg	2015	Diff +/-	% Chg 14 -15	% Chg Avg
Hit & Run	116	151	120	136	132	131	150	18	14%	15%
Non Motorists	36	38	23	25	26	30	32	6	23%	8%
Personal Injury	212	213	210	260	231	225	262	31	13%	16%
Fatal	3	3	2	9	1	4	3	2	NC	NC
Other	634	769	849	828	891	794	1037	146	16%	31%
Totals	1001	1174	1204	1257	1281	1183	1484	203	16%	25%

Accident reported requirements changed in 2010.

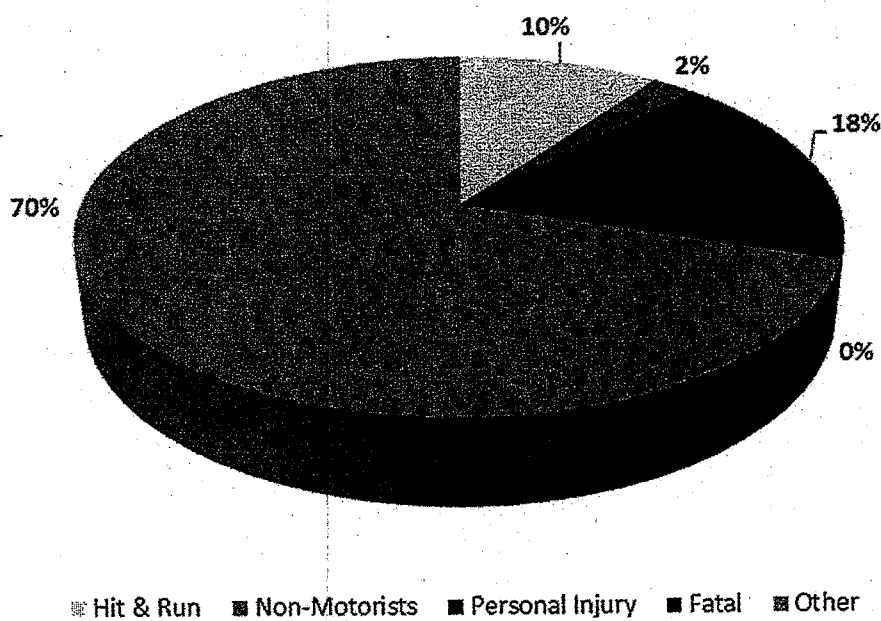


Motor vehicle accidents increased 16% from last year. From January to March of 2015 there were 553 reported motor vehicle crashes whereas from January to March of 2014 there were only 382. There were a significant amount of weather related crashes in the early part of 2015.

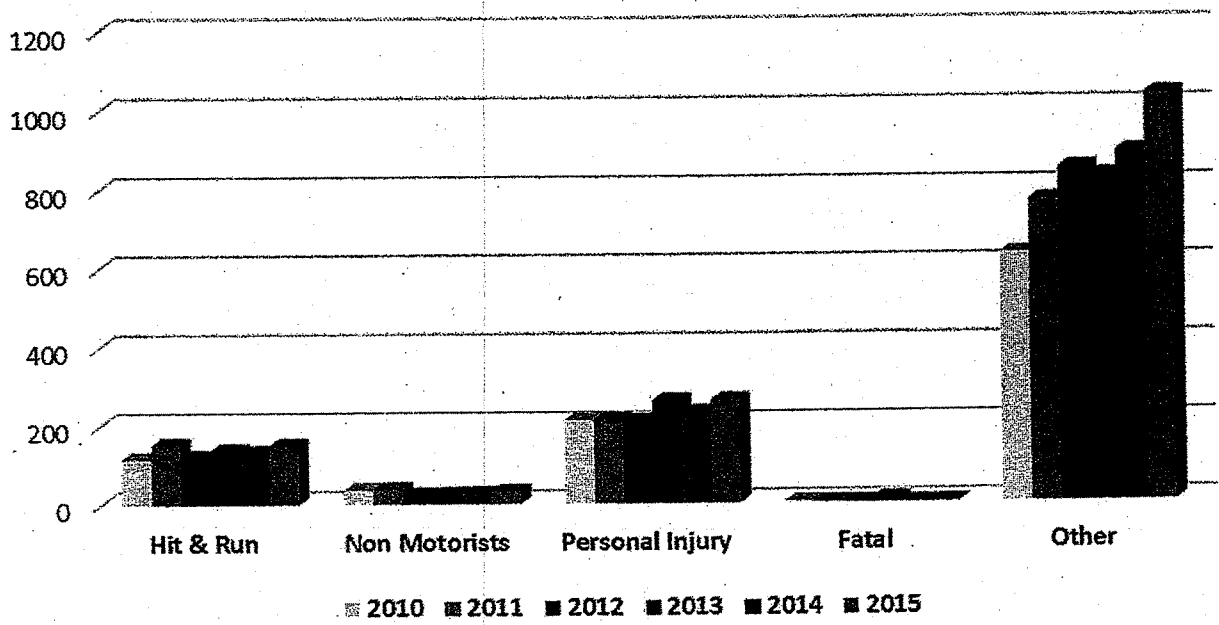


Traffic Unit: Accident Analysis

2015 Motor Vehicle Crash Breakdown



Motor Vehicle Accidents by Type, by Year

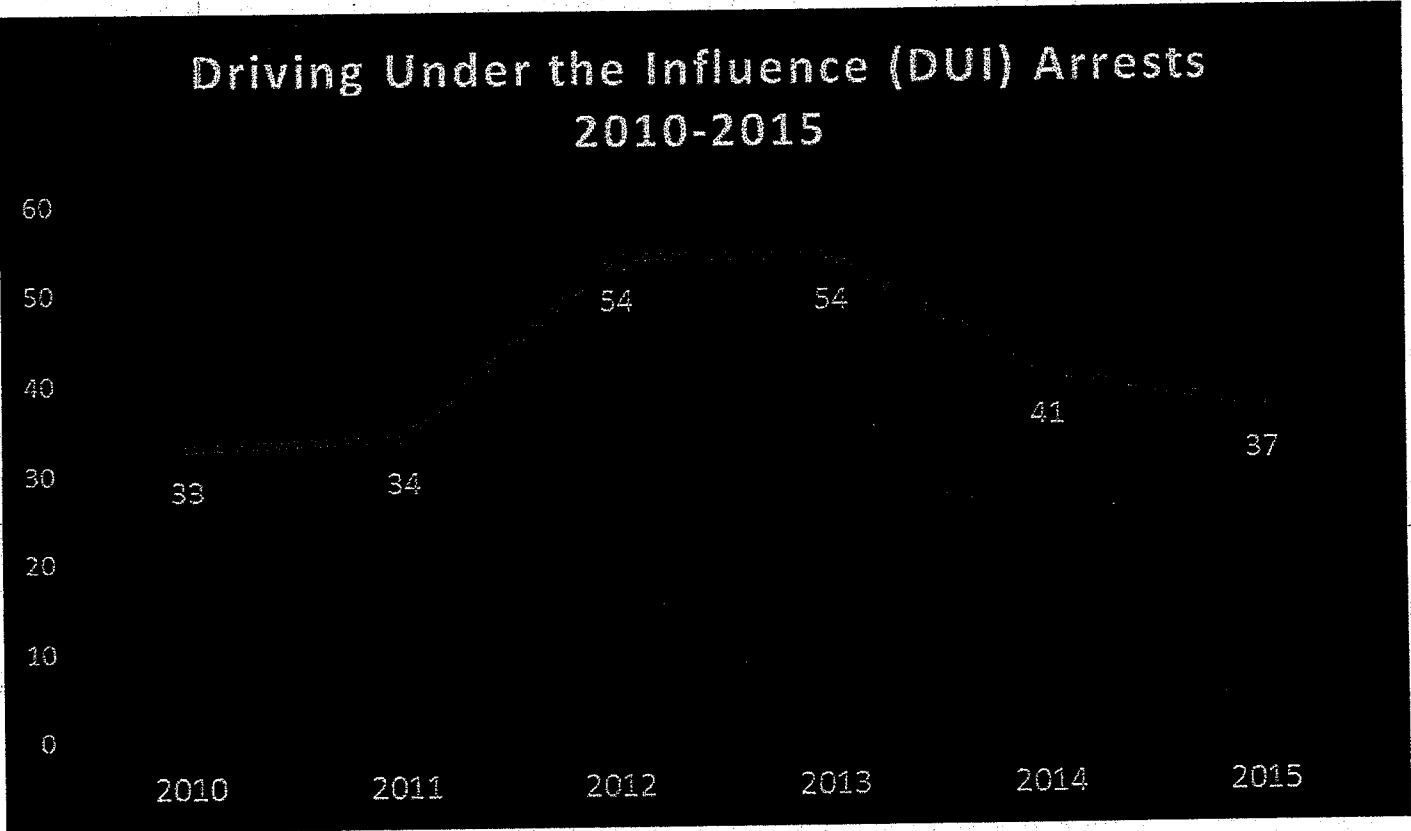




Traffic Unit: Accident Analysis

Driving Under the Influence

Arrest Description	2010	2011	2012	2013	2014	Avg	2015	Diff +/-	% Chg 14-15	% Chg Avg
Driving Under the Influence	33	34	54	54	41	43	37	-4	-10%	-14%



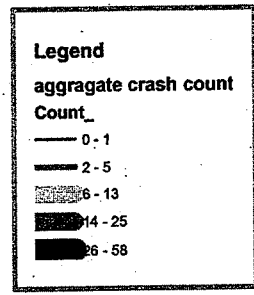
10% decrease in the number of arrests in 2015. Of the 37 arrests, 5% of the operators were driving under the influence of some kind of narcotic. 16% of those arrested in 2015 had been arrested for DUI previously. The Fitchburg Police Department continues to participate in efforts like Drive Sober or Get Pulled Over in an effort to remove unsafe operators from the roadways.

The National Highway Traffic Safety Administration reports that approximately 10,000 people die each year due to drunk driving*.

*<http://www.nhtsa.gov/drivesober/>



MOTOR VEHICLE ACCIDENTS (MVA) 2015 "HOT SPOT ANALYSIS"



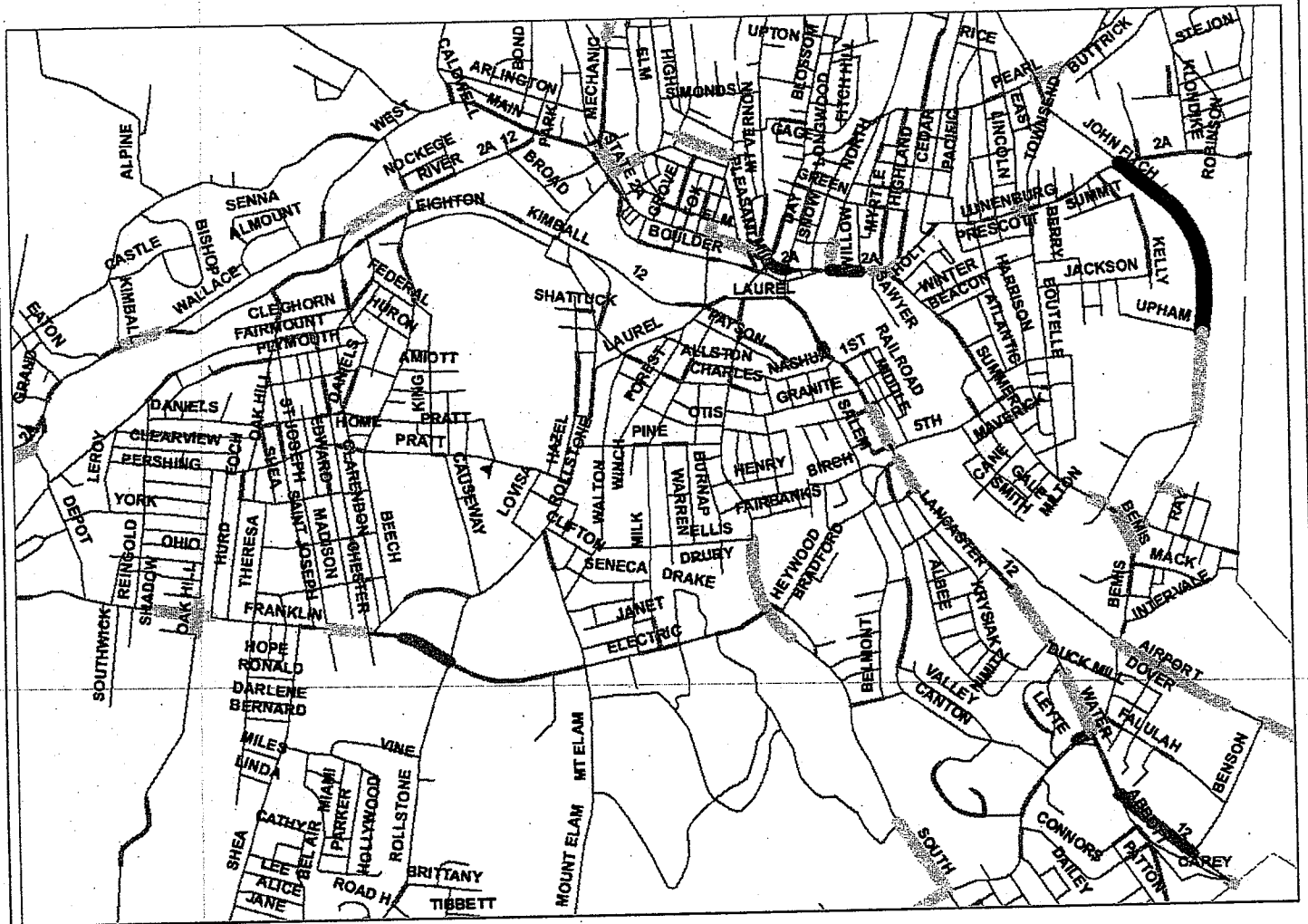
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Traffic Unit: Accident Analysis

MOTOR VEHICLE ACCIDENTS (MVA) 2015 "HOT SPOT ANALYSIS"



Legend	
aggregate crash count	
Count	
0 - 1	White
2 - 5	Light Gray
6 - 13	Medium Gray
14 - 25	Dark Gray
26 - 58	Black

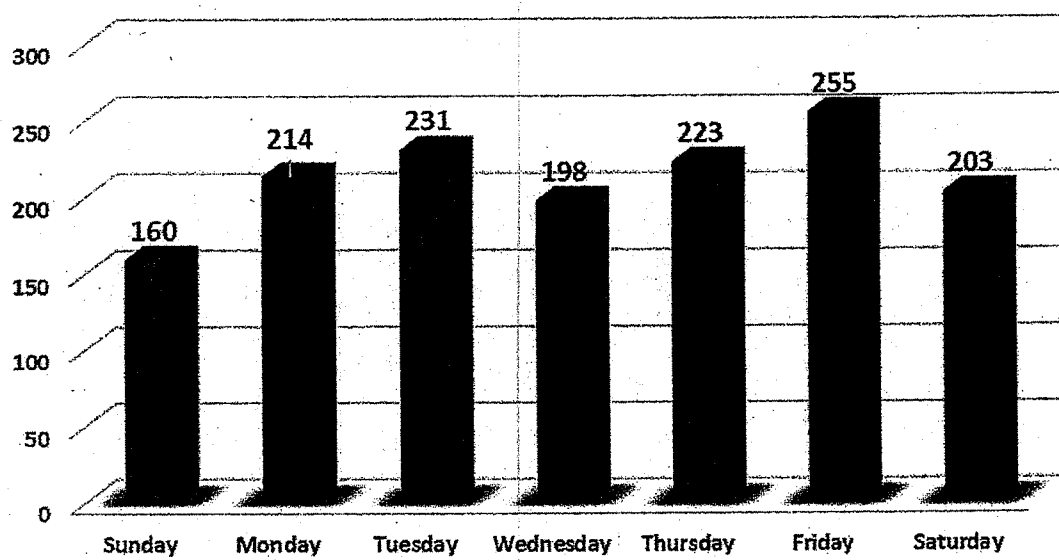
Close up of downtown area, John Fitch Hwy and other major roadways.

Close up of top crash locations based on 2015 data



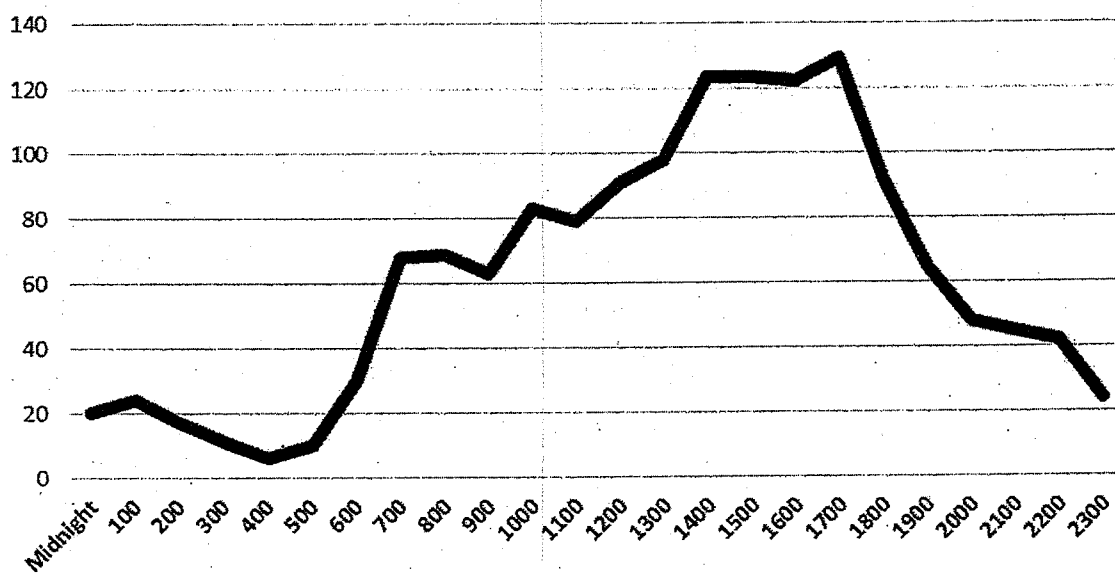
Traffic Unit: Accident Analysis

Motor Vehicle Crash by Day of Week



In 2014, Wednesday was the top crash day of the week. Officers concentrated extra patrols on Wednesday, and reduced crashes by 3%). Top crash day for 2015 was Friday.

Motor Vehicles by Time of Day



Fewer motor vehicle crashes were reported in the morning; peak crash times per day were between 5pm-6pm (1700 hours-1759 hours). 9% of all crashes occurred between this hour.

33% of all crashes occurred between 1400-1800 hours (down 2% from last year.

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Traffic Unit: Accident Analysis

STREET NAME	2010	2011	2012	2013	2014	Avg	2015	Freq +/-	% Change Avg	% Change 14-15
WATER	76	105	119	121	121	108.4	147		36%	21%
MAIN	95	101	103	105	109	102.6	130		27%	19%
JOHN FITCH	86	97	102	105	93	96.6	108	15	12%	16%
SOUTH	44	60	51	49	95	59.8	68		14%	-28%
LUNENBURG	61	53	47	50	36	49.4	50	14	1%	39%
BEMIS	32	41	46	42	44	41	37	7	-10%	-16%
RIVER	34	37	41	34	48	38.8	43	5	11%	-10%
WESTMINSTER	31	20	32	35	26	28.8	27	1	-6%	4%
SUMMER	24	35	30	38	25	30.4	38	13	25%	52%
ELECTRIC	18	32	27	25	28	26	39	11	50%	39%
WHALON	23	25	27	29	39	28.6	31	8	8%	-21%
MECHANIC	16	20	19	20	17	18.4	24	7	30%	41%
KIMBALL	14	15	18	18	24	17.8	15	9	-16%	-38%
ROLLSTONE	14	22	18	27	21	20.4	29	8	42%	38%
ASHBY STATE	16	13	11	17	18	15	16	2	7%	-11%
AIRPORT	20	21	17	18	14	18	31	17	72%	121%
CLARENDON	9	21	17	18	8	14.6	10	2	-32%	25%
FRANKLIN	10	19	16	20	23	17.6	28	5	59%	22%
BOULDER	9	13	14	16	8	12	15	7	25%	88%
LAUREL	8	6	13	18	14	11.8	17	3	44%	21%

Biggest changes highlighted as the following: Red =decreases, blue=increases

26% of all reported crashes occur on Water St, Main & John Fitch Hwy combined. Due to all of the construction and harsh winter weather, there was a significant increase of reported crashes.

*all accidents except those not requiring a police report-i.e. under \$1000/minor



Traffic Unit: Accident Analysis

Top Intersections for Motor Vehicle Crashes	2010	2011	2012	2013	2014	2015	Diff +/-
Area of John Fitch & Lunenburg	21	25	24	26	38	11	27
Area of Main, Academy & Rollstone	6	8	13	6	12	14	2
Area of John Fitch & Summer	9	11	6	23	9	12	3
Area of Electric & South	6	20	11	7	12	9	-3
Area of Main, Day & Water	6	9	23	4	11	19	
Area of River & Wallace	5	7	10	9	3	10	
Area of Main & North	4	5	5	19	11	15	4
Area of John Fitch & Pearl	2	4	5	9	7	6	-1
Recently added							
Area of Ashby State, Mechanic & John Fitch		8	5	7	9	4	-5
Area of Main, Mechanic & Prospect		8	4	10	8	10	2
Area of Main, Lunenburg & Summer		33	30	13	3	7	4
Area of River, Ashburnham & Westminster		20	9	11	12	5	7
Area of Princeton & Westminster		6	10	10	8	8	0
Area of Central Plaza (90 Water St)		25	24	30	22	25	3
Area of Water, Wanoosnoc & Bemis*			14	31	15	15	0
Area of Lunenburg & Boutelle				23	8	8	0
Area of John Fitch, Bemis, & Mack				11	9	8	-1
Area of Main & Prichard				13	7	8	1
Area of South & Wanoosnoc					11	10	-1
Area of Airport & Bemis					9	12	3
Area of Electric & Rollstone						8	
Area of Clarendon & Franklin						5	
Area of Park Hill Plaza in between intersections						18	
Area of Franklin & Oak Hill Rd						10	

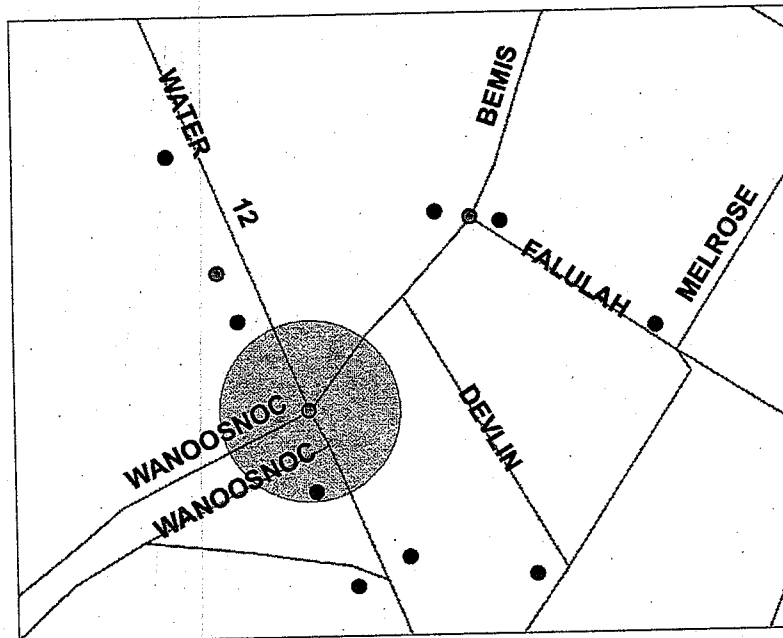
Blue indicates an increase from prior year, red indicates a decrease from the prior year
Figures include crashes within 100 ft of an intersection or address with the exception of Park Hill Plaza.

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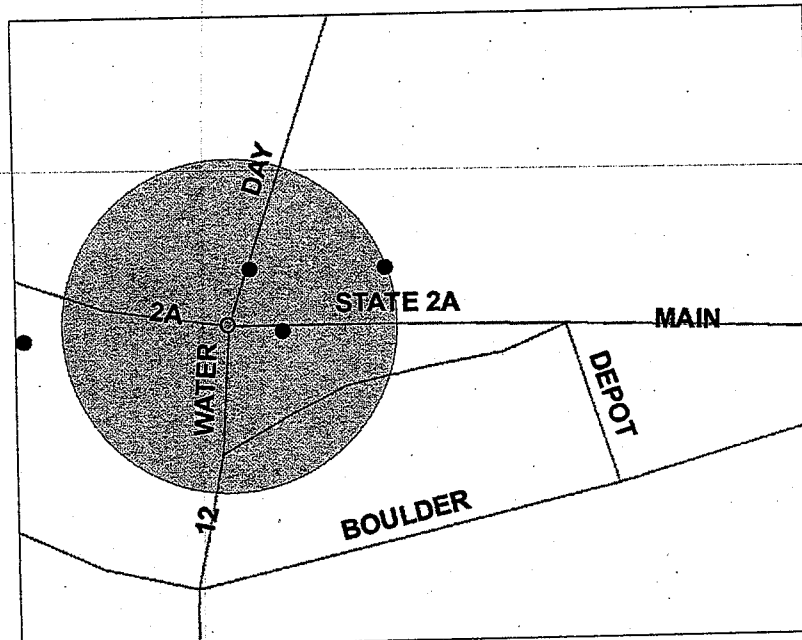
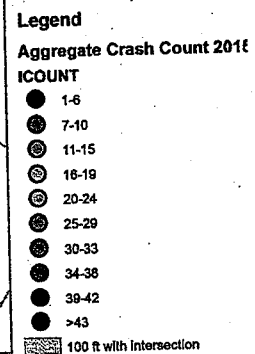
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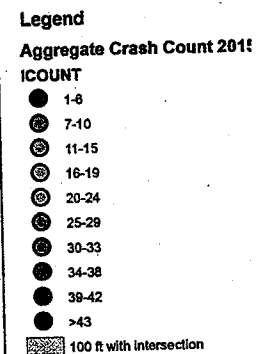
Traffic Unit: Accident Analysis



Intersection of Wanoosnoc, Water & Bemis: 15 reported motor vehicle accidents reported within 100 ft of the intersection in 2015.



Intersection of Water, Day & Main St: 19 reported motor vehicle accidents reported within 100 ft of the intersection.



Examples of high crash intersections in the city



Traffic Unit: Citation Analysis

Citation Information

Citation Break-down	2010	2011	2012	2013	2014	Avg	2015	Diff +/-	% Chg 14-15	% Chg Avg
Arrest	121	185	180	183	173	168.4	221	48	28%	31%
Civil	1290	2451	2546	2201	1321	1962	1447	126	10%	-26%
Criminal	274	416	521	570	467	449.6	494	27	6%	10%
Warning	1728	1842	2445	2633	2252	2180	3339	1087	48%	53%
Void/Verbal/Error	0	2	0	0	4	1.2	0	-4	NC	NC
Totals	3413	4896	5692	5587	4217	4761	5501	1284	30%	16%

In 2015, the number of traffic citations issued increased 30% from the prior year and 16% from the average. Overall, 4% of citations were arrest related, 26% were civil citations, 9% were criminal citations and more than half were simply warnings (60%).

Citation Statistics 2015		
Citations Issued by Race/Ethnicity		
Black	333	6%
Asian or Pacific Islander	113	2%
Hispanic	978	18%
American Indian or Alaskan Native	4	0%
Middle Eastern or East Indian	4	0%
White	4063	74%
Missing	6	0%
Total Citations	5501	100%

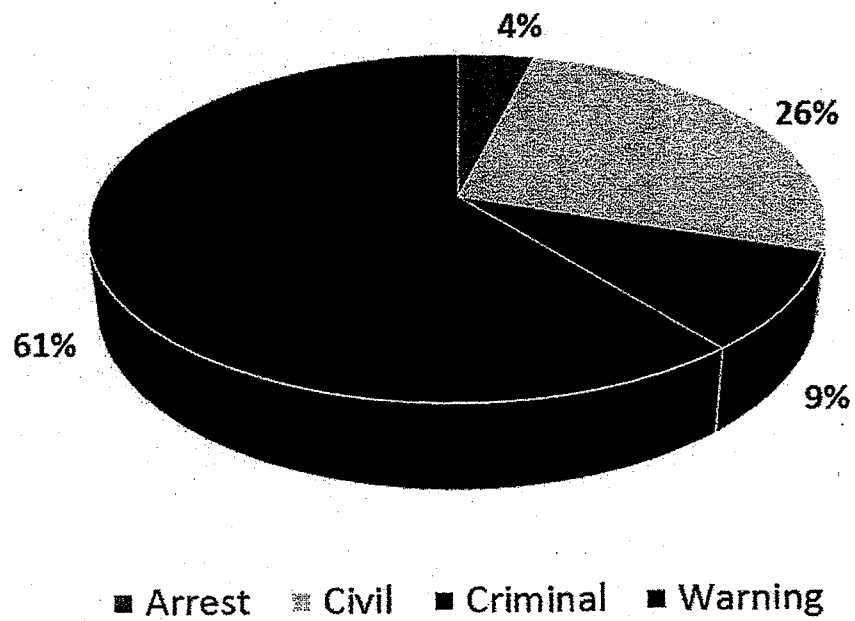
Annual Report

Fitchburg Police
Department (cont)

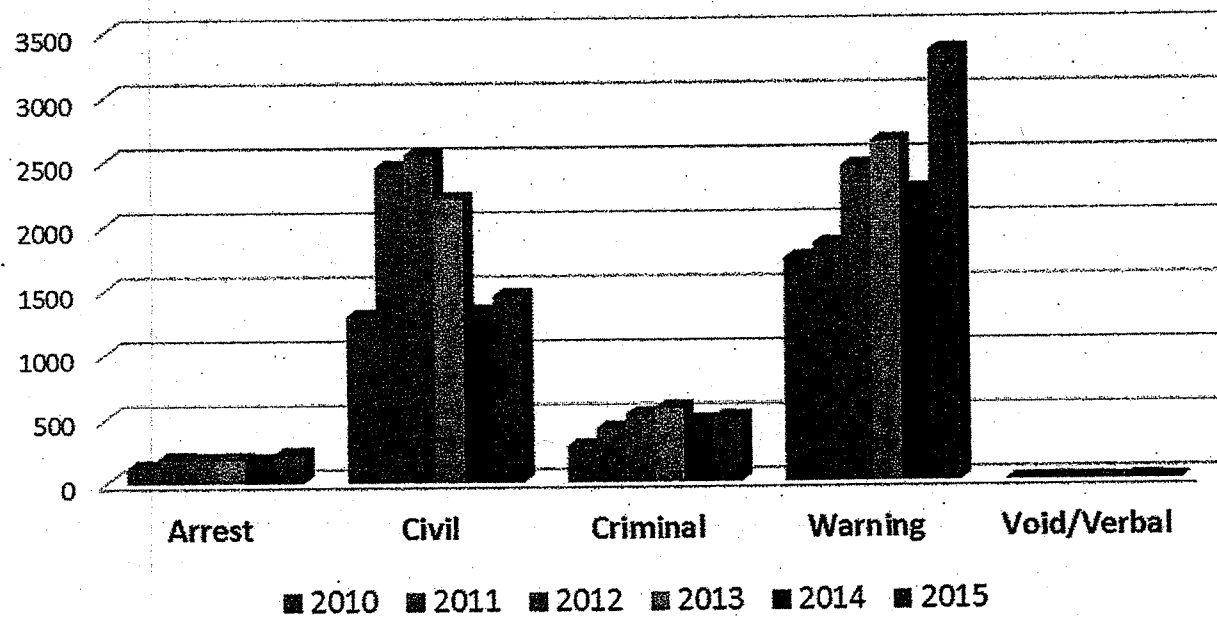


Traffic Unit: Citation Analysis

2015 Citation Totals



Citation Breakdown by Type, Year





Traffic Unit: Parking Violation Breakdown

2015 Violation Breakdown	Fine Total	Occurrences
Handicapped Parking	\$20,700	69
Blocking Wheelchair Ramp	\$0.00	0
Tow Zone No parking area	\$265.00	9
Within Ten Feet of Fire Hydrant	\$785.00	28
Double Parking	\$60.00	2
Within Intersection	\$370.00	13
Less than 10ft	\$745.00	28
Within a Fire Lane	\$8,270.00	283
5 Feet of Driveway or Alley	\$3,235.00	114
Within 25 ft of intersection	\$2,365.00	84
Wrong Direction	\$1,890.00	64
Wheels 1ft from curb	\$1,680.00	56
On a Sidewalk	\$3,870.00	129
On a Crosswalk	\$935.00	32
No Parking Area	\$4,170.00	139
Within a Bus Stop	\$860.00	34
Parking Ban/Snow Emergency	\$15,230.00	508
Within Taxi/Loading Zone	\$15.00	1
Parking Non Motor Vehicle	\$0.00	0
Parking Ticket Totals	\$65,445	1593

Annual Report

Fitchburg Police
Department (cont)



Drug Suppression Unit (DSU)

Drug Suppression Unit:	Totals
Calendar Year 2015	
Search Warrants Executed	33
Arrests due to Search Warrants	44
Arrested due to Probable Cause	0
Court Indictments	8
Criminal Application	0
Drugs Seized: Cocaine (grams)	2738.7
Drugs Seized: Marijuana (pounds)	5.87
Drugs Seized: Heroin (grams)	2042
MDMA (grams)	0
Pills	907
U.S. Currency Seized	\$195,422
Firearms Seized	18
Motor vehicles seized	0
Motorcycles seized	0
Ammunition seized (rounds)	169

In addition to the Drug Suppression Unit (DSU), The Fitchburg Police Department sends a representative of the New England High Intensity Drug Trafficking Areas (HIDTA) task force. The HIDTA task force is a multifaceted organization which employs an array of law enforcement professionals including local law enforcement, state police and representatives of the federal government.

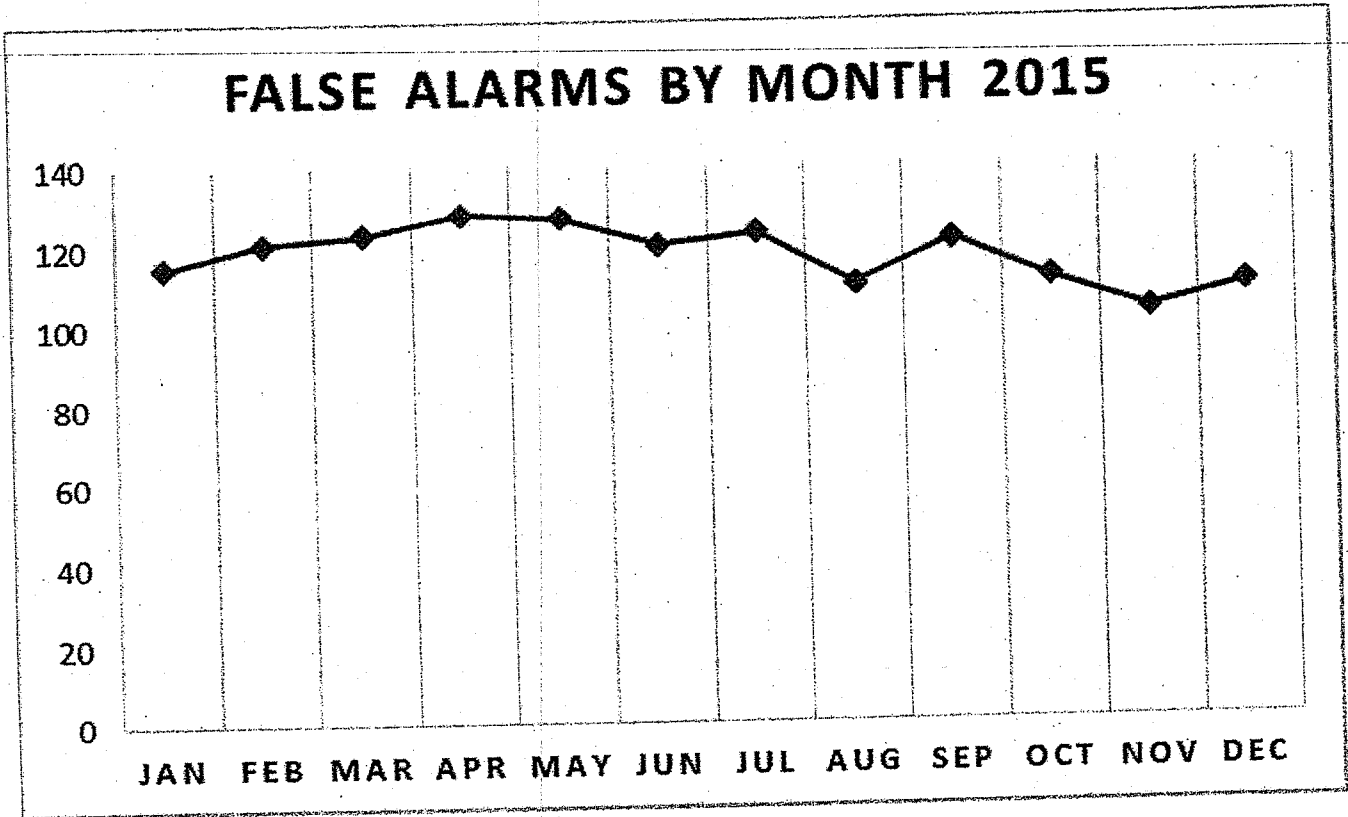
Narcotics Activity

In 2015, the Fitchburg Police Department received 373 calls regarding drug activity. As a result of proactive policing, officers arrested a total of 94 individuals on drug violations in the city. Drug arrests increased 4% from last year. Also, this department responded to approximately 198 suspected drug related overdoses calls in 2015. In 2014, there were 8 confirmed drug related fatal overdoses in the city. 2015's fatal overdose report will likely be released sometime in the fall by the Department of Public Health.



False Alarms Responded

False Alarms Responded	2010	2011	2012	2013	2014	2015
January	103	113	83	126	108	115
February	100	117	83	88	82	121
March	58	107	100	82	103	123
April	115	129	84	95	92	128
May	134	127	114	122	123	127
June	100	133	110	114	111	120
July	146	153	112	151	151	123
August	146	76	105	113	119	110
September	106	142	81	87	138	121
October	110	132	91	83	121	111
November	101	105	73	93	129	103
December	121	113	95	95	121	109
Total	1340	1447	1131	1249	1398	1411
Fines Collected	\$10,250.00	\$16,850.00	\$9,375.00	\$7,175.00	\$6,600.00	\$10,775.00



Annual Report

Fitchburg Police
Department (cont)**Records Bureau: Report Review & Licensing for 2015**

Services Provided	Revenue
Dealers / License/ Ammunition	\$0
Mace	\$75.00
Licenses to Carry:Firearms & Renewal	\$6,275
License to Carry: LE Personnel	\$175.00
Firearms ID cards	\$250.00
Photocopies	\$12,497.55
Auction	\$584.00
Fines Collected by District Court	\$22,016.00
False Alarms Fines	\$10,775.00
Totals	\$52,647.55
Firearms Fees to Commonwealth	\$19,975.00
Service Provided	# Issued
Licenses to Carry Firearms Issued	251
Firearms ID Card Issued	10
Licenses to Carry: Issued to LE Personnel	14
Firearms ID Cards / Mace Issued	6
Dealers/License/Ammunition	0
Machine Gun	1
Totals	282



Internal Affairs

Complaints against personnel	2009	2010	2011	2012	2013	2014	2015
Sustained	3	3	2	4	4	1	2
Misconduct (Not based on a complaint)	0	0	0	0	0	0	0
Exonerated	0	0	3	3	1	2	4
Unfounded	4	2	1	2	2	4	1
Not sustained	0	0	1	0	0	0	2
Pending	2	0	0	2	1	0	0
Totals	9	5	7	11	8	7	9

Definitions*	
Sustained	Allegation and violation did occur and was a breach of standards, policy or law
Unjustified/ Exonerated	When the evidence indicates that the act complained of did in fact occur but was legal, proper and necessary
Unfounded	When the act complained of did not in fact occur and that the complaint was false
Not Sustained	When the case cannot be resolved by investigation, either because sufficient evidence is not available
Misconduct :not based on the complaint	When the investigation reveals that the employee was guilty of misconduct not part of the original complaint or because of material conflicts in the evidence, or uncooperative witnesses

*Complaints may contain one of more officers on a single disposition

Annual Report

Fitchburg Police
Department (cont)



Training Department

ANNUAL REPORT OF TRAINING – 2015

The Police Department continued its practice of providing both basic and advanced training for all department personnel. In the following summary our training program has been broken down into four categories: In Service Training, In-House Training, Specialized Training, and training provided by the department to Campus Police Officers from Fitchburg State University.

In Service Training:

All sworn members of the department attended a forty (40) hour In Service training program that was conducted in the department's Lecture Room. The instructors for this program were members of our staff that were trained and certified by the Municipal Police Training Committee (MPTC). The topics covered included, but were not limited to, the following: Use of Force Policy Review, Officer Safety & Defensive Tactics, Legal Update, Eyewitness Identification, First Responder, CPR Recertification, Narcan, Human Trafficking, and Police Interactions with Persons with Mental Illness and Emotional Distress.

Total In-Service Hours = 2,880 hours



Training Department

In House Training:

The department has a number of state certified in house instructors, whose expertise covers many facets of law enforcement. They provide instruction, training and/or certification in topics such as firearms, patrol rifle, mental health awareness and CPR. Having these instructors on staff allows us to conduct more training, at a significant cost savings to the city.

Also, over the course of the past year the department hired seven (7) Police Officers, three (3) Reserve Police Officers, and five (5) Civilian Police Dispatchers. Their initial training was provided for by instructors from our staff. In addition, all new employees underwent many weeks of on the job/field training before being allowed to assume their full duties.

Total hours of In-House training = 5,784 hours

Specialized Training:

Every year we send our officers, and our civilian staff, to specialized training to provide them with the skills necessary to meet the challenges they encounter daily. These courses include enhanced investigative training, crime scene preservation, evidence processing, officer safety, sexual assault investigation, drug investigations, accident investigation, victim advocacy, elder affairs, data analysis, and an assortment of other topics.

As mentioned previously, the department hired seven (7) Police Officers within the past year. These officers were required to attend, and successfully complete, an eight hundred (800) hour long Recruit Officer Course as conducted by the (MPTC) before assuming their duties as a Police Officer. All of the new Civilian Police Dispatchers were required to attend mandatory courses as conducted by the State 911 Department at their training facilities in either Maynard or Taunton.

Total hours of Specialized Training = 6,816 hours

Annual Report

Fitchburg Police
Department (cont)



Training Department

Fitchburg State University Training:

As part of our ongoing commitment to our Law Enforcement partners at Fitchburg State University, we provide instruction and/or qualify their officers in the use of firearms and patrol rifles.

Total hours of Fitchburg State University Training = 144 hours

Total Department Training Hours = 15,624 hours



Training Department

The Dangers of Police Work

Because of his/her law enforcement and peacekeeping role, a police officer will be required at times to resort to the use of physical force to enable him/her to fully carry out the police mission. Police officers are confronted continually with situations requiring or resulting in the use of various degrees of force to affect a lawful arrest, to ensure public safety, or to protect him/her from harm. The degree of force used is dependent upon the facts surrounding the situation the officer faces. Only a reasonable and necessary amount of force may be used. The degree of force the officer is forced to use is dependent upon the amount of resistance or threat to safety the situation produces.

The purpose of the use of force is to maintain and /or reestablish control over a situation. Control is reached when a person complies with the officer's directions and/or the suspect is restrained or apprehended and no longer presents a threat to the officer or another. Since an officer will encounter a wide range of behaviors, the officer must be prepared to utilize a range of force options that are reasonable and necessary to maintain and/or reestablish control by overcoming resistance to the officer's lawful authority while minimizing injuries.

Defense Against Resistance Statistics	2009	2010	2011	2012	2013	2014	2015
<u>Compliance Techniques:</u>	-	-	-	-	-	-	-
Resistance Countermeasures	29	46	73	61	69	38	102
Oleoresin Capsicum (OC)	19	22	18	8	14	6	10
Other	0	1	1	0	0	0	0
<u>Defensive Tactic (s):</u>							
Pepperball Deployment	0	2	0	2	3	2	2
Pepperball Used	3	2	2	0	1	0	1
Personal Weapons	0	6	6	6	5	3	6
Impact Weapons	5	0	2	6	4	3	4
<u>Deadly Force:</u>	-	-	-	-	-	-	-
Service Weapon Drawn	12	17	24	28	55	29	48
Service Weapon Used	0	1	1	0	0	0	2
Animal (s) Euthanized	3	4	5	1	8	6	7

Annual Report

Fitchburg Police
Department (cont)**In the Community****INTERNSHIP PROGRAM:**

The internship program with FSU continues to be a great success and illustrates the importance of our relationship with Fitchburg State University. The internship program has served as a pathway for a career in law enforcement. In 2015, several of our interns began careers in law enforcement, two interns are currently attending the Reserve Intermittent Academy, and several others have been hired as dispatchers by our department

The Fitchburg Police Department/Fitchburg State University (and other colleges and Universities, High Schools) Police Internship Program is a "formal - civilian, at-will" program designed specifically for actively enrolled college and high school students interested in a career in law enforcement. Interns are assigned to and receive a variety of experiences while rotating through assignments with the Fitchburg Police Department. Their weekly work schedule usually does not exceed 20 hours weekly.

Interns must maintain a satisfactory academic standing in acceptable college or high school courses.

Participation in the Police Internship Program has been progressively increasing over the past four years. The leadership and oversight of the programs' success is due in-part to a number of academic partners from Fitchburg State University, Mount Wachusett Community College and Fitchburg High School.

Interns maintain a regular presence and serve the public in our downtown kiosk and information center located at the Main Street Parking Garage at Prichard Plaza.

They also are assigned to our different divisions throughout the police department:

- Records
- Patrol
- Traffic
- Police Administrative Offices
- Detective Bureau
- Domestic Violence / Family Service Unit
- Community Outreach



In the Community

In 2015, the Fitchburg Police Department dedicated three full time School Resource Officers to the Fitchburg Public Schools as well as Montachusett Regional Vocational Technical School.

The job of the School Resource Officer is multi faceted. The most important function of the SRO is connecting police with youth. Some of the functions of the SRO include but are not limited to:

- Along with the principal, serves as a disciplinary
- Sits with the counselor during sessions with the students and serves as a mediator
- Conducts home visits and truancy patrols (before, during and after schools)
- Talks with parents of troubled students
- Establishes rapport with the community
- Attends school functions such as sporting events or other school related extra curricular events
- Sits in on round tables with various departments such as Department of Children and Families, Department of Youth Services, Luk, etc
- Identifies at risk students for dropouts and identifies alternatives to dropouts

Also, the 5th annual Fitchburg Youth Police Academy was held over the summer. As a component of the youth academy, students participate in physical fitness activities including warm up exercises, marching, physical training, and defense tactics. Students are introduced to the duties of law enforcement. Furthermore, the academy promotes integrity, self-respect, discipline and overall teamwork amongst its participants. This youth academy was funded through the Shannon Grant



Annual Report

Fitchburg Police
Department (cont)**In the Community****FEMALE DEFENSE INITIATIVE (F.D.I.)**

Through collaborative efforts of our Family Services Unit, our Elder Affairs Officer, and the support of many social service agencies, this initiative continues to research, implement, and coordinate various services and programs for women and victims of violent crime.

R.A.D.

We offered our first R.A.D. class in 2010. This class consists of a total of twelve hours of instruction. The first three take place in a classroom setting where we discuss topics such as awareness, prevention, risk reduction and risk avoidance. The remaining nine hours of class are conducted in a gymnasium. It is there that we develop the basics of hands on defense. After hours of developing and perfecting these skills, the participants are tested through various scenarios. It is the final day of training that solidifies the empowerment developed through the R.A.D. program. Since the R.A.D. is an internationally recognized program, graduates are guaranteed a free lifetime return and practice policy anywhere R.A.D. is offered.

For more information on R.A.D., please see their web site at www.rad-systems.com.

radKIDS

F.D.I. continues to grow with the addition of radKIDS to the initiative. radKIDS is a personal empowerment safety education program. Unlike other safety education programs where the instructor simple lectures the children, radKIDS incorporates safety drills, muscle memory exercises, and scenario training. It is this combination of teaching methods that make radKIDS such a success. Some topics covered are home, school, motor vehicle safety, out and about safety, and bullying. The radKIDS' defense portion teaches children a realistic defense against abduction by identifying stranger tricks and using physical defense skills. With the cooperation of South Street elementary school and the 21st century program, the Fitchburg Police Department was able to provide three afterschool sessions of radKIDS. Since radKIDS is an internationally recognized program, graduates are guaranteed a free return until their 13th birthday and practice anywhere radKIDS is offered.

For more information visit the radKIDS website at www.radkids.org.



In the Community

ELDER AFFAIRS:

The Fitchburg Police Department has been working with the Elderly community for many years. We are continuing to attend education seminars and trainings to enhance our knowledge of this ever changing community to better meet the needs of our residents. The Elder Liaison is an active member of the Alzheimer's Association. Some of the programs that we offer include the following:

File Of Life

This is a red magnetic folder which holds important medical and contact information to assist in expediting emergency care. This program has been sponsored by the Golden Living Center and has already reached over 2000 residents.

Alzheimer's Alert

This is our local response to Safe Return. The Department maintains pictures and important contact information to assist with identifying and providing care to victims.

Money Management Program

Montachusett Home Care Corporation provides this bill payer service to elders to assist with budgeting their finances. Two officers are members of the Money Management Program's advisory board. This has improved communication between Montachusett Home Health Care Corporation, local financial institutions and our elderly population especially with the increase of scams targeting the elderly.

Reports of
Committees

Appointments
Committee Oral
Report

REPORTS OF COMMITTEES

APPOINTMENTS COMMITTEE

Oral Report of meeting held on April 19, 2016.

Councillor Kushmerek recused himself from the following vote.

The Appointments Committee recommended the following Appointment be confirmed:

New Appointments:

Airport Commission

Mr. John Earley, 89 Sunrise Avenue, Fitchburg, MA 01420
(To fill the balance of the term of Mr. Kit Walker, set to
expire on February 1, 2017)

Report accepted. Appointment confirmed by unanimous vote. 9
members present. Board consists of 11 members.

The Appointments Committee recommended the following
Appointments be confirmed:

Trustee of Public Burial Grounds

Mr. Andrew Hawthorne, 26 Almount Terrace, Fitchburg, MA 01420
(For a term to expire on January 1, 2019)

Water-Wastewater Commission

Ms. Nina Nazarian, 48 Swan Avenue, Fitchburg, MA 01420
(For a term to expire January 1, 2020)

Mr. Joshua Champagne, 20 Mill Street, Unit 11, Fitchburg, MA
01420
(For a term to expire January 1, 2020)

Special Police Officers for the City of Fitchburg

Retired Lieutenant Glenn C. Fossa
Retired Detective Perry Pappas

Tax Increment Financing Board

Mr. Jay Bry, V.P. of Finance and Administration at Fitchburg
State University
Mr. Bruce Teittinen, 795 Fisher Road, Fitchburg, MA 01420

Report accepted. Appointments confirmed by unanimous vote. 10
members present. Board consists of 11 members.

City Property Committee Oral Report
Meeting of April 19, 2016

The City Property Committee recommended the following Petition be given leave to withdraw:

- 040-13. Councillor Jody Joseph and Councillor Nicholas Carbone, and the Elm St. Neighborhood Association, to institute a Property Registration Ordinance.

CC

Property Registration Ordinance

What does this ordinance require of property owners?

Owners of rental properties must file their contact information with the City and identify a property manager (which can be the owner) who will be available to address any problems with the property.

Why? – The City can have a hard time tracking down property owners to address code violations and safety concerns. The easier it is for the City to contact property owners, the easier it is to get them to fix any problems.

~~How would this work? Will property owners have to pay a fee? How would it be enforced?~~

The details would have to be worked out, but the property registry is envisioned as a database that either stands on its own or piggybacks on the existing Assessor's database.

The goal is to make it as easy as possible to comply with the requirements of this ordinance, but have a stiff penalty for those who don't comply. The City doesn't have the resources to constantly follow up on every property owner to make sure they are meeting every requirement. Therefore, it should be easier for property owners to comply on their own than to deal with the penalty of not complying. If a property owner is found to not be in compliance with the requirements of this ordinance, they will have an opportunity to comply. If they still don't meet the requirements, then they receive a fine.

Are there other benefits to this ordinance?

This ordinance will also make it easier for the City to collect data about the housing stock in Fitchburg. The property registry will help the City keep track of information such as how many rental properties there are in the city and where they are located. This will allow the City to more efficiently and effectively employ its resources in making Fitchburg a better place.

Property Registration Ordinance

Article 1 – Purpose and Scope

Section 1.1 – Purpose

The purpose of this ordinance is to establish a registry of the owners and managing agents of rental properties in order to ensure that the City of Fitchburg, hereinafter "City", has a meaningful, efficient, and effective means of communicating with the persons and companies who own or manage said property. This Property Registration Ordinance is intended to assist city officials in contacting property owners when issues arise such as nuisances, code violations, safety issues, etc acting under the authority of G.L.c.111, Section 127A and G.L.c.11, Section 31 and in the interest of and for the preservation of public health and safety. It is not the purpose of this ordinance to encourage punitive action against or harassment of owners of rental properties, but to improve communication between city departments, residents, and rental property owners.

Section 1.2 – Scope

The provisions of this ordinance shall apply to all rental properties located in the City, either entirely or partially, and including those in existence at the time of the adoption of this ordinance.

Article 2 – Definitions

Section 2.1 – Definitions

Any term not defined below shall have its ordinary accepted meaning within the context it is used. As used in this ordinance, the following terms shall have the meanings indicated:

CITY - Means City of Fitchburg

CODE ENFORCEMENT OFFICER - Means one or more of the following:

- The Commissioner of Building and/or his designated agent.
- The Director of Public Health and/or his designated agent.
- The Fire Chief and/or his designated agent.

DAYS – Means consecutive calendar days.

IMPROVED PROPERTY – Means property upon which a building or structure, including a semi-permanent structure such as a mobile home, has been constructed or placed.

MANAGING AGENT – Means any person, partnership, corporation, or similar type of business organization who accepts responsibility for and control of a property on behalf of the owner. The managing agent must be located in sufficient proximity to the managed property and have sufficient availability to respond to emergencies, safety concerns, code violations, and other situations regarding the property in a timely manner.

MORTGAGEE – Means the creditor, including but not limited to, service companies, lenders in a mortgage agreement and any agent, servant or employee of the mortgagee, or any successor in interest and/or assignee of the mortgagee's right, interest or obligation under the mortgage agreement.

Property Registration Ordinance (continued)

NON-OWNER OCCUPIED – Means a residential property leased for residential purposes.

OWNER – Means every person, entity, service company, or property manager, who alone or severally with others:

1. Has legal or equitable title to any properties, properties unit, mobile properties unit, or parcel of land vacant or otherwise, including a mobile park;
2. or has care, charge or control of any properties, properties unit, mobile properties unit or parcel of land vacant or otherwise, including a mobile park, in any capacity including but not limited to agent, executor, executrix, administrator, administratrix, trustee or guardian of the estate of the holder of legal title' or
3. is a mortgagee in possession of any property; or
4. is an agent, trustee, or other person appointed by the court and vested with possession or control of any such property; or
5. is an officer or trustee of the association of unit owners of a condominium. Each such person is bound to comply with the provision of these minimum standards as if he were the owner. However, this ordinance shall not apply to a Condominium Association created pursuant to M.G.L. c. 138A to the extent that such Association forecloses on or initiates foreclosure process for unpaid assessments due or owing to the Association. Owners also means every person who operates a rooming house; or
6. is a trustee who holds, owns or controls mortgage loans for mortgage backed securities transactions and has initiated the foreclosure process.

PHYSICAL ADDRESS – Means the street address of an improved property where an individual can be contacted in person. A post office box or similar mail service is not considered to be an acceptable physical address.

PRINCIPAL RESIDENCE – Means the place at which a person maintains their primary home, as determined by the criteria maintained by the Internal Revenue Service.

PROPERTY – Means any real property, or portion thereof, located in the City, including building or structures situated on the property.

REPRESENTATIVE – Means the person primarily responsible for the maintenance of Property at all times of the day and night.

RENTAL PROPERTIES – Means any building or structure wholly or partially leased or intended to be leased to one or more tenants for residential living or sleeping purposes, but excluding rest homes, convalescent homes, nursing homes, hotels, and motels. (Single family homes, Mobile Homes, Multifamily buildings 2 units and above to include commercial apartment and condominiums used for residential purpose).

RENTAL PROPERTIES UNIT – Means one or more rooms within a rental properties with provision for sanitary, sleeping, and food preparation facilities for one household of related or unrelated tenants.

Reports of
CommitteesCity Property
Committee (cont)*Property Registration Ordinance (continued)*

RESIDENTIAL PROPERTY – Means any building or structure, including a semi-permanent structure such as a mobile home, wholly or partially utilized for residential living or sleeping purposes, but excluding rest homes, convalescent homes, nursing homes, hotels, and motels.

TENANT – Means an occupant(s) of a rental properties unit who does not own the property and has been given exclusive use of said rental properties unit by the express or implied consent of the owner.

TEMPORARY VACANT PROPERTY – Any improved property that is not actively used for residential, commercial, or industrial purposes. This is intended to include improved properties that are unoccupied for a period of greater than 90 days while being marketed for sale or lease as well as seasonal, recreational, or occasional use improved properties that are occupied for less than 180 days each year. Whether a property is actively used shall be the determination of the Administration and Enforcement Authority.

VACANT PROPERTY – Means any property not currently legally occupied for one hundred and eighty (180) days or more and which the owner does not intend to re-occupy.

Article 3 – Administration and Enforcement Authority**Section 3.1 – Designation of the Administration and Enforcement Authority**

The Administration and Enforcement Authority, hereinafter "Authority", shall be responsible for managing and coordinating the creation, implementation, administration, use, and enforcement of the mechanisms of this ordinance. The City department, board, agency, office, official, or post most appropriate to act as the Authority will be determined by the Mayor with the approval of the City Council.

Section 3.2 – Duties, Responsibilities, & Rights of the Authority

- A. The authority shall coordinate the efforts of other City departments, boards, agencies, offices, official, or posts in the administration and enforcement of this ordinance. These agents may act on behalf of the Authority in the administration and enforcement of this ordinance when appropriate.
- B. The Authority shall have the right to promulgate rules and regulations necessary to implement, administer, and enforce the requirements of this ordinance.
- C. The Authority may petition the Housing Court or other court of competent jurisdiction for enforcement of this ordinance.
- D. It is the responsibility of the Authority to manage the administration and enforcement of this ordinance in an efficient manner and make reasonable accommodations for property owners to comply with the requirements of this ordinance without unreasonable effort.

Property Registration Ordinance (continued)

- E. The Authority shall be responsible for determining whether a property owner is in compliance with the requirements of this ordinance. While various City departments, boards, agencies, offices, officials, and posts may participate in the administration and enforcement of this ordinance; their rights and responsibilities in regards to this ordinance are secondary to that of the Authority.

Article 4 – Property Registry

Section 4.1 – Registration Requirements

Effective January 1, 20__ and on the first of January every year thereafter, Owners shall register on an annual basis with the Director of Public Health on forms provided by the Director of Public Health all:

- rental properties located within City limits

All registrations shall state the owner's or owner's Representative's phone number and mailing address as required by M.G.L. c 59, §57D, M.G.L. c. 156D, §5.02 and 950 CMR 113.20. All Property registrations shall expire on the last day of the year in which it was filed. Registration forms shall be submitted within sixty (60) days prior to the expiration of the valid registration.

As part of the annual registration process the Owner shall:

- certify that the property is being maintained and secured and not causing a public health and safety nuisance;
- identify whether the property is vacant at the time of filing;
- certify that all life safety systems have been installed, inspected and maintained as required by the authority having jurisdiction;
- certify that all applicable certifications and permits have been obtained for the property;
- certify that all applicable permits and approvals have been obtained if the property is undergoing renovation; and

- A. Owners of residential property shall record a Property Registration Statement for any residential property in which they either reside or do not physically reside and maintain as their principal residence.
- B. Owners shall file a Landlord Registration Statement within 90 days of obtaining ownership of a building historically utilized as a rental properties regardless of whether they intend to lease any of the properties units at this time.
- C. Property owners shall record a Property Registration Statement for any rental property.
- D. An owner of rental properties who converts the property entirely to owner-occupied use is not required to file and maintain a Landlord Registration Statement. However, it is the responsibility of the owner to inform the Registry Authority of this change in use and shall provide reasonable documentation sufficient to display to the Registry Authority that the entire property is occupied by the owner.

Reports of
CommitteesCity Property
Committee (cont)*Property Registration Ordinance (continued)*

- E. In the case of a properties previously occupied solely by the property owner, a Landlord Registration Statement shall be filed within 60 days of occupancy of the properties, wholly or partially, by a tenant.
- F. Property Registration Statements shall be recorded for properties individually, regardless of whether an owner is required to register multiple properties. Properties shall be delineated by parcels identified and recorded by the City Assessor.
- G. The information required for the Property Registration Statement must be kept current by the property owner and the Authority shall be promptly notified of any changes in the information required.
- H. The Authority may require property owners to confirm the accuracy of their Property Registration Statement on an annual basis.
- I. Owners of improved property who fail to maintain an up to date and accurate Property Registration Statement as required by this section are considered to be in noncompliance with this ordinance. Property Registration Statements that are incomplete or inaccurate may be rejected by the Authority and do not signify compliance.
- J. Whenever any dwelling unit is rented or to be rented to an occupant whose funds for rent are derived from a third party source which pays the owner/landlord directly, these third party sources frequently require certification that the unit is fit for human occupation upon each tenancy in which a third party is providing the funds.

The board of health will issue a rental permit for any rental unit occupied or to be occupied by any person whose rent is paid to an owner/landlord by a third party source such as Massachusetts Department of Public Welfare or a public housing agency or housing authority administering a rental subsidy or assistance program.

The permit will be issued to the owner/landlord and signed by the Director of Public Health or sanitary code inspector employed by the board of health after an inspection requested by either the owner/landlord or the third party source. If the premises are not in violation of the sanitary code, the permit will be issued within a reasonable time after the inspection. If the premises are in violation of the sanitary code, the owner/landlord will receive the inspector's report listing the violations and a time within which the violations must be corrected. The permit will be issued when the violations are corrected to the inspector's satisfaction.

The provisions of this regulation and the issuance of the Rental Permit are subject to Section 120-20 through and inclusive of Section 120-25 of the code of the city of Fitchburg. The Director of Public Health shall charge a fee to the owner/landlord for the issuance of the rental permit in the amount of \$25.00. This fee shall paid before the permit is issued.

Property Registration Ordinance (continued)

Owner's or Owner's Representative's address is a Post Office Box, a street address shall also be provided.

Section 4.2 – Property Registration Statement

The Property Registration Statement recorded by a property owner with the Authority shall include the following information:

A. **Property Description** – A description of the property, including address, Assessor's parcel identification number, type of use of property (residential, commercial, or industrial), number of properties units, and any other reasonable descriptive information requested by the Authority.

B. **Owner Information** – The owner's name and contact information, including mailing address, physical address, primary telephone number, and secondary telephone number where they can be contacted through reasonable effort by the Authority. If available, a fax number and/or e-mail address may also be provided for the convenience of the owner and Authority.

If more than one individual or entity comprises the ownership of the property, contact information for each owner shall be provided. Owners living at the same address, such as a married couple, may record their contact information communally, provided that the names of the individual owners are still identified. If multiple owners are listed, a principal owner must be identified for the purposes of this Property Registry.

C. **Managing Agent Information** – The property owner shall identify a managing agent who will act as an initial point of contact and accept responsibility for addressing nuisances, safety issues, code violations, and/or other concerns regarding the property. The managing agent must be located in sufficient proximity to the managed property and have sufficient availability to respond to situations regarding the property in a timely manner. The property owner may act as the managing agent, or designate a person, partnership, corporation, or similar type of business organization to act on their behalf. However, the listed managing agent must include reference to an individual person who will serve as the primary point of contact. The same contact information required for the property owner shall also be provided for the managing agent.

The Owner shall designate and retain a Representative or entity to be responsible for the day-to-day security and maintenance of the property. This designation shall state the Representative's name, phone number and local mailing address on the registration form. If the Owner's or Owner's Representative's address is a Post Office Box, a street address shall also be provided.

If a Code Enforcement Officer determines that the status of a Non-Owner Occupied property has changed since registration or that a residential property is vacant and/or that foreclosure proceedings have been initiated, the Owner shall be notified that registration must be received within fourteen (14) days of the Code Enforcement Officer's citation of such change in status.

Reports of
CommitteesCity Property
Committee (cont)*Property Registration Ordinance (continued)*

If a Code Enforcement Officer determines that foreclosure proceedings have been initiated since registration, the Owner and Mortgagee shall be notified that an updated registration must be received with thirty (30) days of the Code Enforcement Officer's citation of such change in status.

Section 4.3 – Property History

The Property Registry will also be used by the Authority to document instances of non-compliance for a property and by a property owner by recording the circumstances of the noncompliance, any fees that are assessed for noncompliance, and whether these fees are paid, suspended, reduced, or waived.

Article 5 – Posting Requirements

- A. The property shall be posted with a notice which is constructed of durable material and which is no smaller than 20 square inches in size listing the Owner's name, address and telephone number if he/she does not live in the properties or have a manager living in the properties. If the Owner is a realty trust or partnership, the name, address and telephone number of the managing trustee or partner must be posted. If the Owner is a corporation, the name, address and telephone number of the corporation shall be posted. The posting shall include the name and twenty-four (24) hour telephone number of the Representative responsible for the maintenance of the property. This sign shall be posted in accordance with state law. Adherence to this section does not relieve the owner of any applicable obligations set forth in Federal, state or local code regulations. For all commercial residential buildings shall also post the Safety Inspection which is required for 3 family buildings and above by Massachusetts State Building Code Section 110. (Know as the 110 inspection)

Article 6 – Property Maintenance Requirements**Section 6.1 – Requirements for Maintaining Property**

- A. Property owners shall properly maintain and secure their property to ensure that the condition of their property is not causing a public health and safety nuisance, and satisfies all applicable fire safety codes, building codes, health codes, sanitary codes, and other regulations of the City of Fitchburg and/or Commonwealth of Massachusetts in force. If such a public health and safety nuisance is present on a property, at the determination of the Authority, the owner of this property shall be considered in noncompliance with this ordinance.
- B. The Authority shall have the authority and the duty to inspect properties subject to this Chapter for compliance and to issue citations for any violations pursuant to Massachusetts General Laws Ch. 40, Section 21D and Massachusetts General Laws Ch. 40U. The Authority shall have the discretion to determine when and how such inspections are to be made, provided that their policies are reasonably calculated to ensure that this section is enforced and the property owner is given reasonable opportunity to comply. If upon inspection of any vacant dwelling unit or multiple dwelling conditions are found within the

Property Registration Ordinance (continued)

premises which are deemed under 105 CMR Section 410.750 to endanger or impair the health, safety or well-being of future occupants, the Board of Health may order all utilities companies servicing said vacant premises to turn off any services provided by such companies until dwelling is certified in compliance with the Sanitary Code.

C. Before any order is issued to a utility company pursuant to this Section, the board shall cause a written notice to be sent to the owner of the affected dwelling. This notice shall state the reasons for the order and shall advise the owner of the right to appeal pursuant to 105 CMR Section 410.850. The notice shall be delivered or mailed to the owner at least 10 days before any order is issued pursuant to this section.

Article 7 – Enforcement of Ordinance**Section 7.1 – Procedure for Enforcement of Ordinance**

- A. The Authority shall send written notice to any property owner found to be in noncompliance with the requirements of this ordinance. The property owner shall have thirty (30) days from when notice of noncompliance is sent to meet the requirements of this ordinance. The Authority issuing a notice of noncompliance shall make a reasonable effort to contact the property owner in noncompliance, but ultimate responsibility for complying with this ordinance within the deadline given shall be held by the property owner. Failure to receive notice of noncompliance shall not be a defense for failure to comply with the requirements of this ordinance within the deadline given.
- B. If an owner has not complied with the requirements of this ordinance within thirty (30) days of the date that notice of noncompliance is sent, the Authority or Authority shall assess a fine for noncompliance to the property owner. The noncompliance fine will be increased proportionally for each subsequent thirty (30) days that a property owner is in noncompliance. However, the fine will not be assessed on a pro-rated basis for a portion of a 30-day period in noncompliance.
- C. Compliance with this ordinance shall be determined individually for each property in the city, regardless of whether it is held in common ownership with other properties. An owner may be assessed individual fines for each property that is considered to be in noncompliance with this ordinance.
- D. An owner shall be subject to separate fines for noncompliance with Article 4 and Article 5 of this ordinance.
- E. Property owners who repeatedly fail to comply with the requirements of this ordinance for multiple properties may be assessed a fine for chronic noncompliance, which is assessed at the issuance of a notice of noncompliance with this ordinance. This fine shall be assessed at the discretion of the respective Authority, but the standard of chronic noncompliance shall be clearly identified and posted.

Reports of
CommitteesCity Property
Committee (cont)*Property Registration Ordinance (continued)*

- F. The fines for noncompliance with this ordinance shall be set by the Authority and Authority in consultation with the Mayor and with the approval of the City Council. The fine for noncompliance may be adjusted in the future, with the approval of the City Council, to ensure that it remains an effective deterrent to failure to comply with the requirements of this ordinance. The fine for noncompliance is not intended to be excessively punitive, but shall be sufficient to effectively motivate property owners to comply with this ordinance.
- G. Fines for noncompliance shall be paid within thirty (30) days of assessment and may be subject to additional fees for late payment. Unpaid fines shall be referred to the City Tax Collector and added to the property tax bill for this parcel. Fines that have been added to a parcel's property tax bill and remain unpaid will be assessed the same penalties for late payment and subject to the same collection procedures used by the City to collect unpaid property taxes.

Article 8 – Implementation of this Ordinance

- A. Following adoption of this ordinance, the Authority will have a reasonable period to develop the mechanisms and procedures required to administer and enforce the requirements of this ordinance. It is expected that the Authority will implement the requirements of this ordinance as soon as possible, not to exceed one year from the adoption of this ordinance. Articles 4 and 5 of this ordinance may be implemented separately according to the time needed to fully develop the mechanisms needed to administer and enforce these sections of the ordinance.
- B. Once the Authority has developed the mechanisms and procedures necessary to create and maintain the Property Registry, property owners required to record a Property Registration Statement with the Authority must do so within one hundred eighty (180) days of the Property Registry being enacted. Property owners required to record a Property Registration Statement who have failed to do so within one hundred eighty (180) days of the Registry being enacted are considered to be in noncompliance with this ordinance.
- C. The City shall make efforts in good faith to publicize the requirements of this ordinance and notify property owners when these requirements go into effect as well as the deadline for compliance. However, ultimate responsibility for compliance with this ordinance is the responsibility of individual property owners and failure to receive notice of the requirements shall not be a defense for failure to comply.

Article 9 – Appeals

- A. The Authority shall have the ability to waive or reduce fines for noncompliance when appropriate in compelling circumstances or through negotiation with a property owner. However, the Authority shall be consistent and without bias or favoritism when determining when it is appropriate to waive or reduce noncompliance fees. The circumstances and reasoning for a decision to waive or reduce a fine for noncompliance shall be recorded in the Property Registry.

Property Registration Ordinance (continued)

Reports of
Committees

City Property
Committee (cont)

- B. The Authority may suspend, and ultimately waive, the issuance of a fine for noncompliance with this ordinance if they have determined that the property owner is making a sincere effort to bring the property into compliance. However, if the property owner ultimately fails to bring the property into compliance within a reasonable period of time, they may, at the discretion of the Authority, be subject to the payment of noncompliance fines that were previously suspended, in addition to any additional fees for further noncompliance with the ordinance. The Authority shall be consistent and without bias or favoritism when determining when it is appropriate to suspend noncompliance fines due to the sincere effort of a property owner to comply. The circumstances and reasoning for a decision to suspend a noncompliance fee shall be recorded in the Property Registry.
- C. Any property owner aggrieved by a requirement, determination, or fine imposed by the Authority under this ordinance may seek an administrative appeal to a Supervising Body. This Supervising Body will be designated by the mayor with the approval of the city council, and may be an existing City board or one created for this purpose. Appeals to the Supervising Body will be held in an open hearing and considered in a timely manner. The Supervising Body shall have the authority to modify or waive any requirements, determinations, or fines imposed by the Authority under this ordinance. The Supervising Body shall be consistent and without bias or favoritism in considered appeals. The circumstances of the appeal, decision of the supervising body, and the reasoning for the decision shall be recorded in the Property Registry.
- D. Property owners appealing a fine for noncompliance imposed by the Authority are responsible for the payment of this fine within the deadlines imposed. If the supervising body decides to waive or adjust the amount of a fine imposed by the Authority, the full or partial reimbursement of the fine may be made to the property owner. If an appeal is denied, the property owner may be subject to any late fees or other penalties associated with an unpaid fine that has been assessed.

Article 10 – Interpretation

- A. If any provision of this section imposes greater restrictions or obligations than those imposed by any other general law, special law, regulation, rule, ordinance, by-law, order, or policy, then the provisions of this ordinance control.
- B. Each article, section, subsection, and provision or requirement thereof shall be considered separable. If any section, subsection, sentence, clause, phrase, or portion of this chapter is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.
- C. Nothing in this ordinance is intended to, not shall be construed to diminish or limit the powers, authorities, and duties of existing City departments.
- D. It is the intent of the City of Fitchburg acting by and through its legislative and executive branches to preserve public safety, security, and quiet enjoyment of occupants, abutters, and

Reports of
CommitteesCity Property
Committee (cont)*Property Registration Ordinance (continued)*

neighborhoods and conduct as set forth in this ordinance consistent with the Constitutions of the United States and Commonwealth of Massachusetts and the statutory provisions of the Commonwealth of Massachusetts. Any ambiguity or doubt in interpreting or construing any section, word, or provision of this article shall be resolved in a manner so as to further the expressed intent of this ordinance.

Article 11 - Applicability

- A. If any provision of this Chapter imposes greater restrictions or obligations than those imposed by any other general law, special law, regulation, rule, ordinance, by-law, order or policy then the provisions of this Chapter control.

Article 12 – Regulatory Authority

- A. The Code Enforcement Officer and/or their appointing authority shall have the right to promulgate rules and regulations necessary to implement and enforce this Chapter.

Article 13 – Implementation

- A. The provisions of this Chapter are effective immediately upon passage and all provisions shall be enforced immediately but no monetary fines shall be imposed pursuant hereto until ninety (90) days after passage.

April 19, 2016

City Property
Committee (cont)

Expiration Date: _____

Date Received: _____

REGISTRATION FORM FOR PROPERTY REGISTRATION AND MAINTENANCE ORDINANCE
ONLY COMPLETED APPLICATIONS WILL BE ACCEPTED

ALL REGISTRATIONS ARE DUE NO LATER THAN January 1, 20__.
ONLY COMPLETED APPLICATIONS WILL BE ACCEPTED.

City of Fitchburg, City Hall, 718 Main Street 2nd Floor, Fitchburg, MA 01420

(Please use additional forms if registering multiple properties)

Contact Name: _____

Reports of
CommitteesCity Property
Committee (cont)

Property Owner's Residential Address (required): _____

Cannot be Post Office Box

Rent Billing Address (if different from above): _____

City: _____ State: _____ Zip: _____

Phone Number: (24 hour) _____ Alternative Number: _____

Email: (if you would like to receive educational materials) _____

OWNERS DESIGNEE TO MAINTAIN PROPERTY (IF NOT OWNER)

Property Manager/Company: _____

Contact Person: _____

Daytime Phone Number: _____

Emergency (24 hour) Contact Phone: _____

Mailing Address (a street address is required if using a P.O. Box:) _____

Email Address: (if you would like to receive educational materials) _____

OWNER RESPONSIBILITY AND CERTIFICATION (Registration applicants shall read and initial)**Annual Registration**

On the first of January every year thereafter, owners shall register all non-owner occupied residential, abandoned, vacant, and/or foreclosed properties on an annual basis with the Director of Public Health. **Initial** _____

All Property registrations shall expire on December 31st of the year in which it was filed.

Initial _____**Certification:**

I certify that the property is being maintained and secured and not causing a public health and safety nuisance.

Initial _____

I have certified whether or not the property is vacant at the time of filing. **Initial** _____

I certify that that all applicable permits and approvals have been obtained if the property is undergoing renovation.

Initial _____

I certify that all life safety systems (smoke & Carbon monoxide detectors) have been installed, inspected and maintained as required by the authority having jurisdiction. **Initial** _____

I understand as the owner of the property being registered that I shall notify the Director of Public Health within fourteen (14) days if the status or ownership changes. **Initial** _____

I understand that the property shall be posted with a notice which is constructed of durable material and which is no smaller than 20 square inches in size, listing the Owner's name, address and telephone number if he/she does not live in the dwelling or have a manager living in the dwelling. If the Owner is a realty trust or partnership, the name, address, and telephone number of the managing trustee or partner must be posted. If the Owner is a corporation, the name, address and telephone number of the president of the corporation shall be posted. If the Owner does not reside within 30 miles of Fitchburg, a local representative's name, address and telephone number must also be posted. The posting shall include the name and twenty-four (24) hour telephone number of the Local representative responsible for the maintenance of the property. **Initial** _____

I, the undersigned hereby affirm that I am duly authorized to act on behalf of all the ownership interests in the above described property; that all information is true and correct; that all information herein will be updated and submitted to the Director of Public Health within fourteen (14) days of any change; that any and all notices, including but not limited to legal service of process or citation, shall be sufficient if actually received and that failure to comply with local codes and laws, state sanitary codes, and all other laws applicable to this Ordinance, is subject to citation.

Signature of Applicant _____

Name (please print) _____ Date: _____

Report accepted. Petition given leave to withdraw by unanimous vote. 10 members present. Board consists of 11 members.

The City Property Committee recommended the following Petition be granted:

- 215-15. James C. Pappas, Manager, Alex Developers, LLC, to
1. Accept Turkey Hill Road, from Mt. Elam Road westerly approx. 500 feet to Goodfellow Drive as a public way, and
 2. Accept Goodfellow drive, a circular road at the terminus of Turkey Hill Road, approximately 1400 feet in length, as a public way.

Attorney George E. Watts will represent the matter.

NOTE: Planning Board and Public Works Committee recommended to grant the petition previously.

Reports of
Committees

City Property
Committee (cont)

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

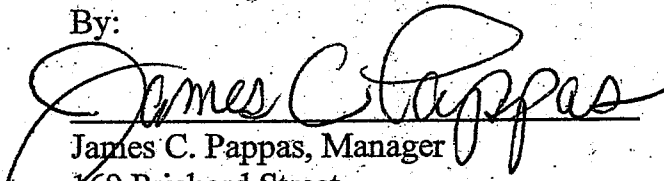
- (1) accept Turkey Hill Road, from Mt. Elam Road westerly approximately 500 feet to Goodfellow Drive as a public way; and
- (2) accept Goodfellow drive, a circular road at the terminus of Turkey Hill Road, approximately 1400 feet in length, as a public way.

See the attached diagram.

Attorney George E. Watts (978-342-7036) will represent me regarding this matter.

Respectfully submitted,
Alex Developers, LLC

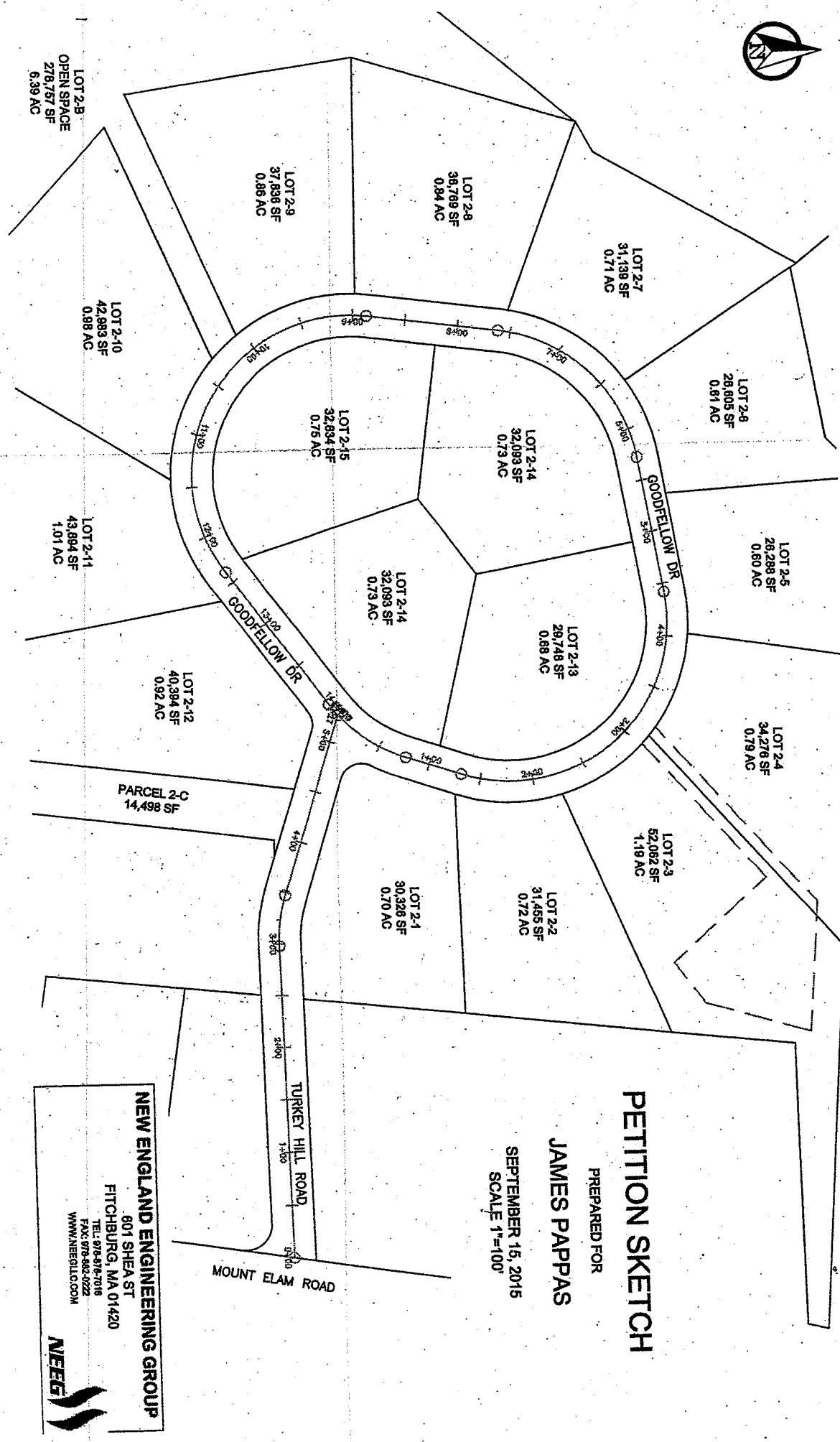
By:


James C. Pappas, Manager
169 Prichard Street
Fitchburg, MA 01420
(978) 235-0505

Date: October __, 2015

15 OCT - 2 09 37
FITCHBURG CITY CLERK

City Property
Committee (cont)



City of Fitchburg, April 19, 2016



**CITY OF FITCHBURG
PLANNING BOARD**

301 BROAD STREET
FITCHBURG, MASSACHUSETTS 01420

(978) 829-1891
PHONE

(978) 345-9687
FAX

Reports of
Committees

City Property
Committee (cont)

MEMO

DATE: November 6, 2015
TO: City Council
City Clerk
FROM: Michael O'Hara, Principal Planner *MOHara*
SUBJECT: Petition #215-2015,
To accept Turkey Hill Rd. & Goodfellow Dr.

15 NOV - 6 11 15
FITCHBURG CITY CLERK

At its October 20, 2015 meeting, the Fitchburg Planning Board voted unanimously to withhold a favorable recommendation until both streets are completely finished, as-built & layout plans submitted, etc.

Reports of
Committees

City Property
Committee (cont)



**CITY OF FITCHBURG
PLANNING BOARD**

301 BROAD STREET
FITCHBURG, MASSACHUSETTS 01420

(978) 829-1891
PHONE

(978) 345-9687
FAX

MEMO

DATE: April 8, 2016

TO: City Council
City Clerk

FROM: Michael O'Hara, Principal Planner *M O'Hara*

SUBJECT: Petition #215-2015, Pappas
To accept Turkey Hill Rd. & Goodfellow Rd. as public ways

As a follow-up to the Board's negative recommendation dated November 6, 2015, these streets have now been completed according to plan.

At its March 15, 2016 meeting the Fitchburg Planning Board voted 6-0 to recommend in favor of this petition.

16 APR - 8 10 22
FITCHBURG CITY CLERK

Report accepted. Petition granted by unanimous vote. 10
members present. Board consists of 11 members.

The City Property Committee recommended the following Petition be granted:

- 238-15. Lenny Laakso, DPW Commissioner, and Calvin D. Brooks, City Treasurer, to direct the City Solicitor to submit an order transferring ownership of a parcel of land at 3 Fairmount Place, from tax possessions to the control of the Parks Department.

Reports of
Committees

City Property
Committee (cont)

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

FITCHBURG CITY CLERK

Ladies and Gentlemen:

15 NOV 12 13 17

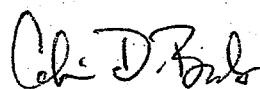
The undersigned Petition your Honorable Body to

Direct the City Solicitor to submit an order transferring ownership of a parcel of land at 3 Fairmount Place, parcel 51-6-0, from tax possessions to the control of the Parks Department.

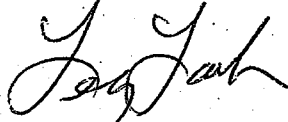
This parcel has had a tax lien on it for many years. It was included in an affidavit made by The Commissioner of Revenue recorded on August 14, 2015, Book 8385, Pages 268-270, relative to the value of certain parcels of land taken by the city for non-payment of taxes and to the validity of the tax titles and were offered for sale at public auction on September 29, 2015 and again on September 30, 2015. Since no bid was offered on either day, the city became the purchaser. A Treasurer's Deed was recorded on October 30, 2015, Book 8437, Page 233.

The Parks Department currently has ownership of 9 Fairmount Place, which abuts this parcel.

Respectfully submitted,



Calvin D. Brooks
Treasurer



Lenny Laakso
Public Works Director

Report accepted. Petition granted by unanimous vote. 10
members present. Board consists of 11 members.

Reports of
Committees

City Property
Committee (cont)

The City Property Committee recommended the following Order be adopted:

246-15. ORDER: City owned property located at 3 Fairmount Place be transferred to the Parks Department as outlined in the enclosed Order..

City of Fitchburg

FITCHBURG CITY CLERK

In City Council, 15 DEC 10 09 56

ORDERED:-- That

WHEREAS, in the opinion of the City Council of Fitchburg, the City is the owner of land with any structures thereon, located at 3 Fairmount Place, by virtue of a Treasurer's deed recorded on October 30, 2015, in the Worcester North Registry of Deeds at Book 8437, Page 233, identified on the Assessors' records Map 51, Block 6, Parcel 0; and

WHEREAS the Park Department currently has jurisdiction over the abutting parcel located at Fairmount Place, and

WHEREAS, a petition (#238-15) filed by Calvin Brooks, Treasurer, and Lenny Laakso, Public Works Director, that the lot be transferred to the Parks Department has been approved by the City Council;

IT IS THEREFORE ORDERED that the City owned property located at 3 Fairmount Place, as described above, be henceforth dedicated under M.G.L. c. 45, sec 14 for park and playground purposes and be under the jurisdiction of the Board of Park Commissioners and maintained by the Parks Department.

Report accepted. Order adopted by unanimous vote. 10 members present. Board consists of 11 members.
Order signed by the Mayor April 21, 2016.

City of Fitchburg, April 19, 2016

Reports of
Committees

City Property
Committee (cont)

The City Property Committee recommended the following Petitions be granted:

- 047-16. Calvin D. Brooks, City Treasurer, to declare the following properties as excess and refer them to the Chief Procurement Officer for advertising and sale:
- 21 Goddard St.
 - 43 East St.
 - 16 Market St.

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

After receiving surplus needs surveys from the City Clerk, declare as excess the following properties and refer them to the Chief Procurement Officer for advertising and sale.

- | | |
|----------------------|----------------|
| 1. 21 Goddard Street | Parcel 17-20-0 |
| 2. 43 East Street | Parcel 34-37-0 |
| 3. 16 Market Street | Parcel 141-7-0 |

These parcels have had tax liens on them for many years. In January, 2016, Land Court issued judgment in the city's tax lien foreclosure cases on these properties. They now are owned by the city. Selling these properties will put them back on the tax rolls.

Respectfully submitted,



Calvin D. Brooks
Treasurer

14 MAR 10 10 43
FITCHBURG CITY CLERK

Reports of
Committees

City Property
Committee (cont)

[SEAL]

Bk 8507 Pg 220 #2848
02-22-2016 @ 09:57a

COMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT

21 Goddard Street

Case No.: 14 TL 149814

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Roland J. Gurney, Jr.

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

~~ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred~~
under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	11/04/2004	5481	122		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:

Deborah J. Patterson
RECORDER

Deborah J. Patterson
Recorder

Entered: January 21, 2016

ATTEST NO. WORC. REGISTRY OF DEEDS
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER

Unofficial Property Record Card

Page 1 of 1

Unofficial Property Record Card - Fitchburg, MA

General Property Data

Parcel ID 17-20-0	Account Number
Prior Parcel ID -42.455-0.01584	
Property Owner GURNEY, ROLAND J. JR.	Property Location 21 GODDARD ST
GURNEY, DIANA M.	Property Use 3 FAMILY
Mailing Address 21 GODDARD STREET	Most Recent Sale Date 5/12/1978
	Legal Reference 1201-415
City FITCHBURG	Grantor ECONOMOU, NICOLAOS ETUX
Mailing State MA Zip 01420	Sale Price 22,500
Parcel Zoning RB	Land Area 0.127 acres

Current Property Assessment

Land Value 22,600	Building Value 103,900	Total Value 129,400
-------------------	------------------------	---------------------

Building Description

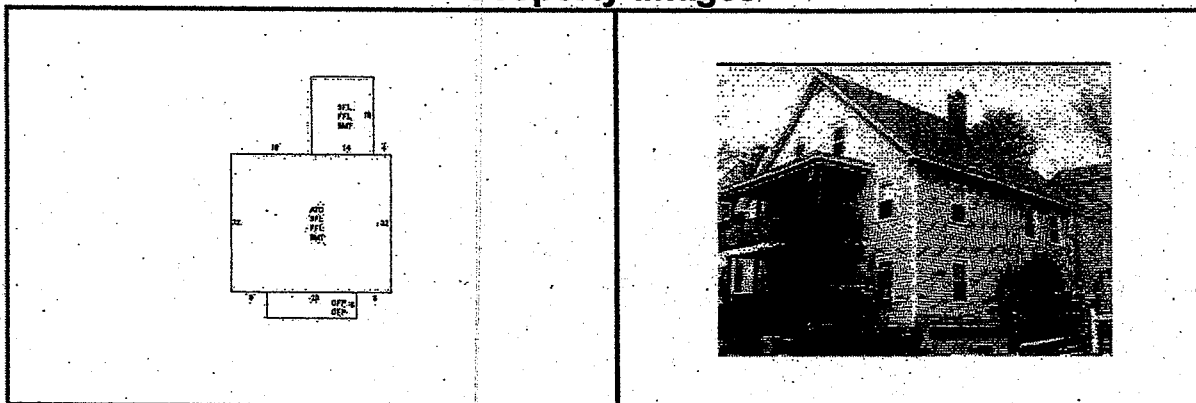
Building Style 3 FAMILY	Foundation Type MASONRY	Flooring Type SOFTWOOD
# of Living Units 3	Frame Type WOOD	Basement Floor N/A
Year Built 1910	Roof Structure GABLE	Heating Type STEAM
Building Grade AVERAGE	Roof Cover ASPHALT SH.	Heating Fuel GAS
Building Condition Average	Siding VINYL	Air Conditioning 0%
Finished Area (SF) 3268.80002	Interior Walls PLASTER	# of Bsmt Garages 0
Number Rooms 13	# of Bedrooms 5	# of Full Baths 3
# of 3/4 Baths 0	# of 1/2 Baths 0	# of Other Fixtures 0

Legal Description

Narrative Description of Property

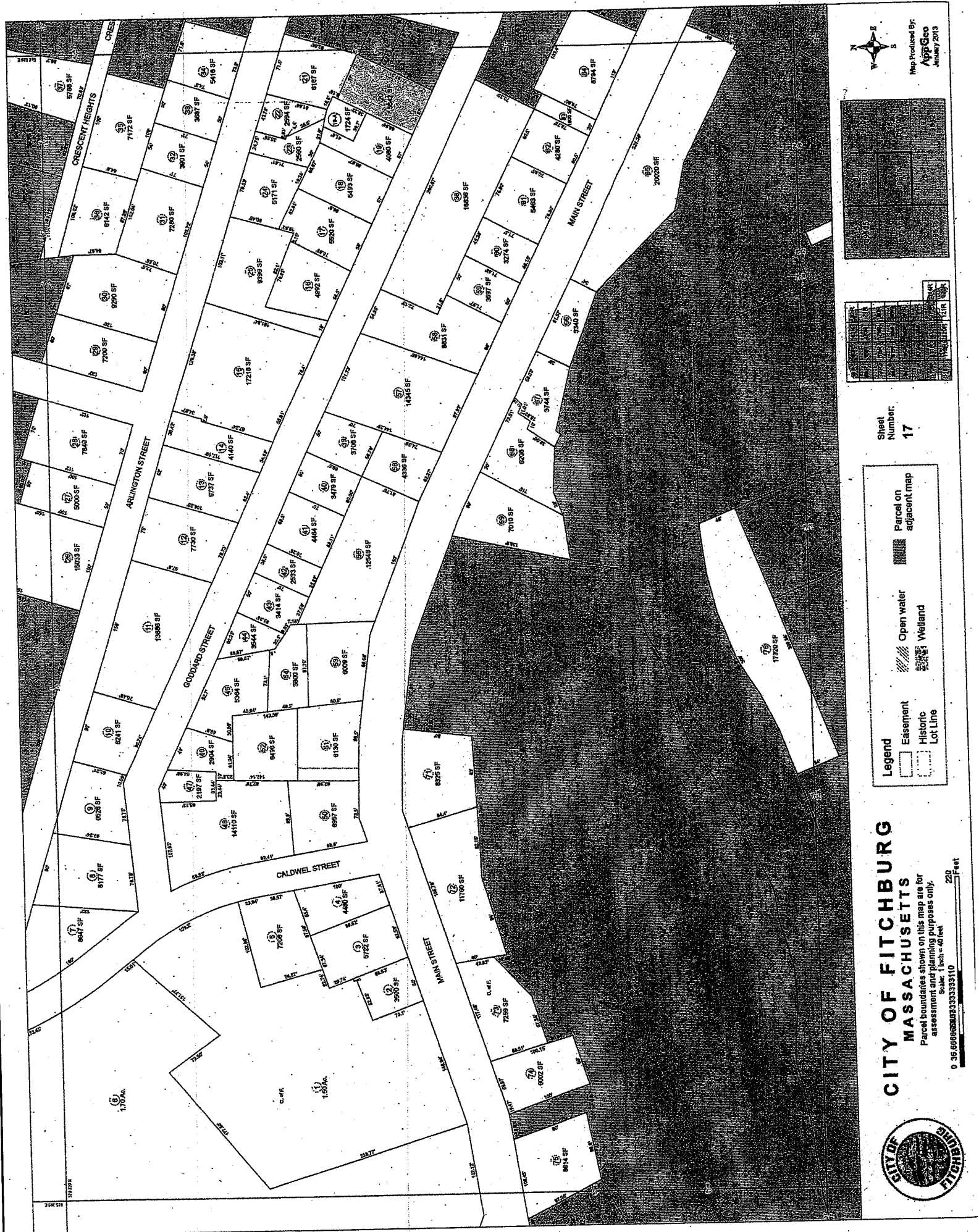
This property contains 0.127 acres of land mainly classified as 3 FAMILY with a(n) 3 FAMILY style building, built about 1910 , having VINYL exterior and ASPHALT SH roof cover, with 3 unit(s), 13 room(s), 5 bedroom(s), 3 bath(s), 0 half bath(s).

Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.

City Property
Committee (cont)



City of Fitchburg,

April 19, 2016

Reports of
Committees

City Property
Committee (cont)

[SEAL]

Bk 8495 Pg316 #1682
02-01-2016 @ 10:25a

COMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT

43 East Street

Case No.: 15 TL 000675

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Patricia Maki

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	01/05/2006	5991	63		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:

Deborah J. Patterson
RECORDER

Deborah J. Patterson
Recorder

Entered: January 12, 2016

ATTEST NO. WORC. REGISTRY OF DEEDS
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER

Unofficial Property Record Card

Page 1 of 1

Unofficial Property Record Card - Fitchburg, MA

General Property Data

Parcel ID 34-37-0
Prior Parcel ID -80.07-0.04286
Property Owner MAKI, PATRICIA

Mailing Address 43 EAST STREET

City FITCHBURG
Mailing State MA Zip 01420
Parcel Zoning RB

Account Number 0

Property Location 43 EAST ST
Property Use ONE FAM
Most Recent Sale Date 10/26/2010
Legal Reference 7282-241
Grantor MAKI, KARL M.,
Sale Price 1
Land Area 0.062 acres

Current Property Assessment

Land Value 19,900

Building Value 70,700

Total Value 94,000

Building Description

Building Style CONVENT'NL
of Living Units 1
Year Built 1910
Building Grade AVERAGE
Building Condition Average
Finished Area (SF) 1128.5
Number Rooms 5
of 3/4 Baths 0

Foundation Type MASONRY
Frame Type WOOD
Roof Structure GABLE
Roof Cover ASPHALT SH
Siding ASBESTOS
Interior Walls PLASTER
of Bedrooms 2
of 1/2 Baths 0

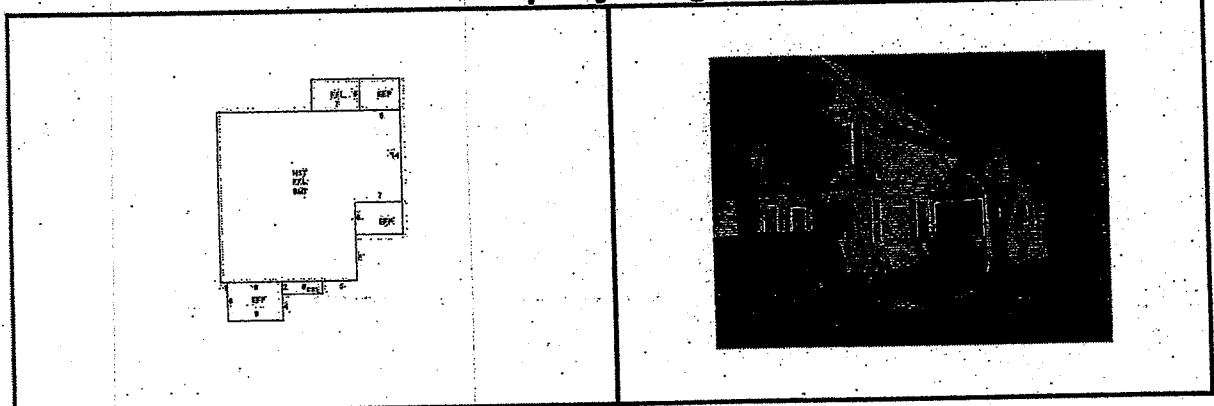
Flooring Type SOFTWOOD
Basement Floor N/A
Heating Type FORCED H/A
Heating Fuel GAS
Air Conditioning 0%
of Bsmt Garages 0
of Full Baths 1
of Other Fixtures 0

Legal Description

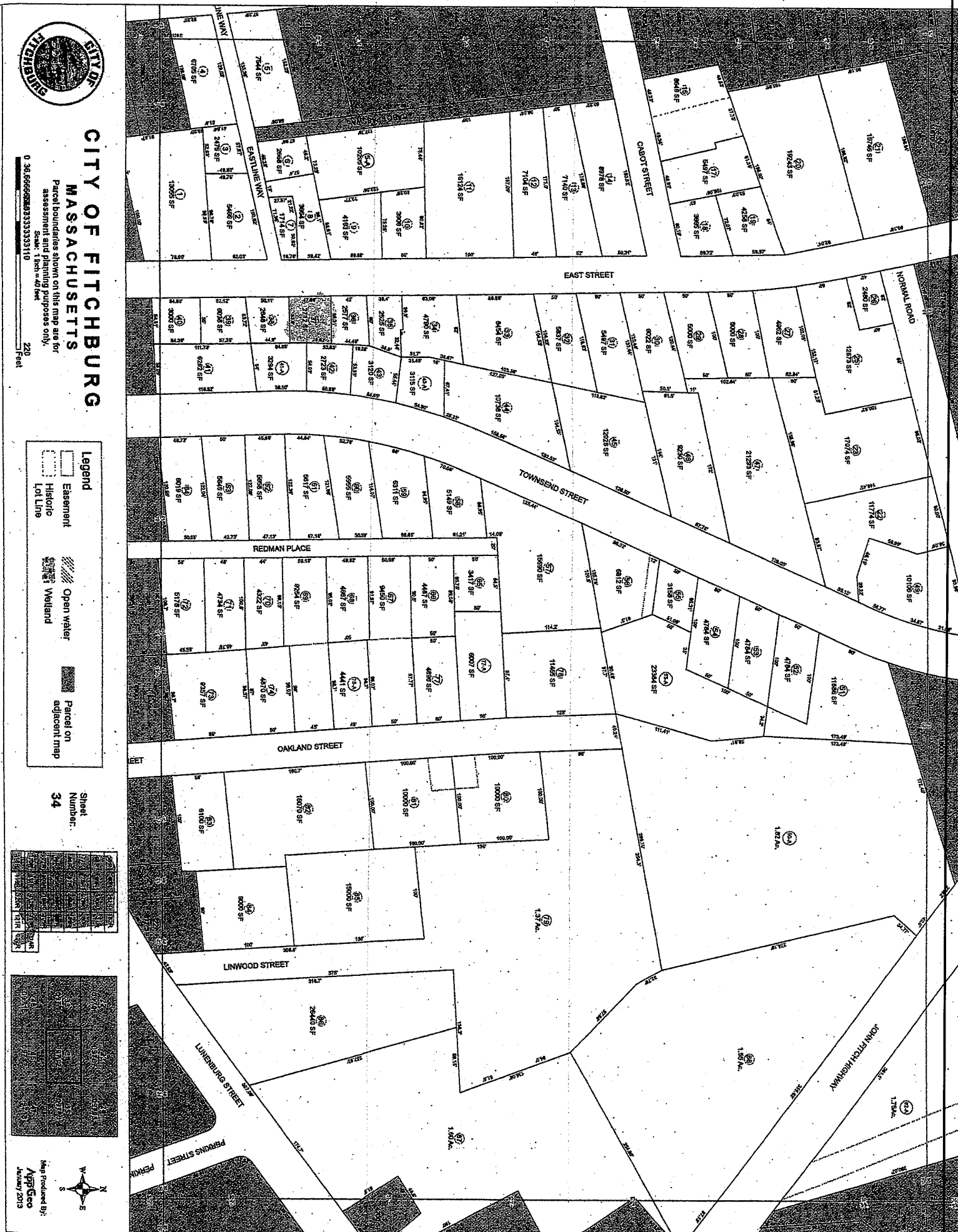
Narrative Description of Property

This property contains 0.062 acres of land mainly classified as ONE FAM with a(n) CONVENT'NL style building, built about 1910, having ASBESTOS exterior and ASPHALT SH roof cover, with 1 unit(s), 5 room(s), 2 bedroom(s), 1 bath(s), 0 half bath(s).

Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.



Reports of
CommitteesCity Property
Committee (cont)Bk 8495 Pg 315 #1681
02-01-2016 @ 10:25a

[SEAL]

COMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT

16 Market Street

Case No.: 15 TL 000670

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Clarwood Realty Corporation

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/23/2009	6908	331		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:Deborah J. Patterson
RECORDERDeborah J. Patterson
Recorder

Entered: January 12, 2016

ATTEST NO. WORC. REGISTRY OF DEEDS
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER

Unofficial Property Record Card

Page 1 of 1

Reports of
Committees

City Property
Committee (cont)

Unofficial Property Record Card - Fitchburg, MA

General Property Data

Parcel ID	141-7-0	Account Number	0
Prior Parcel ID	-76.244-0.04666		
Property Owner	CLARWOOD REALTY CORPORATION	Property Location	16 MARKET ST
Mailing Address	16 MARKET ST	Property Use	TWO FAM
City	FITCHBURG	Most Recent Sale Date	1/1/1900
Mailing State	MA	Legal Reference	966-427
Parcel Zoning	RC	Grantor	N/A
		Sale Price	1
		Land Area	0.093 acres

Current Property Assessment

Land Value	24,700	Building Value	55,300	Total Value	81,500
------------	--------	----------------	--------	-------------	--------

Building Description

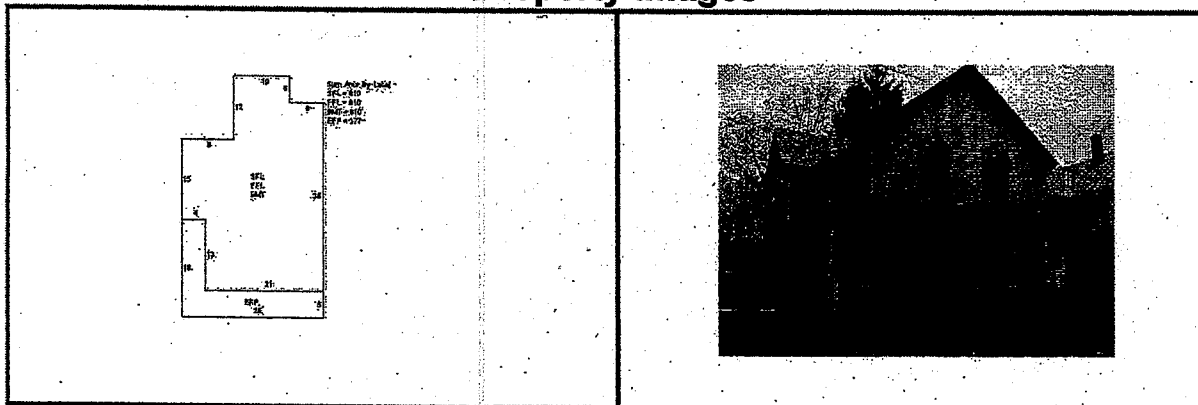
Building Style	MULTI-CONV	Foundation Type	MASONRY	Flooring Type	SOFTWOOD
# of Living Units	2	Frame Type	WOOD	Basement Floor	N/A
Year Built	1900	Roof Structure	GABLE	Heating Type	FORCED H/W
Building Grade	AVERAGE	Roof Cover	SLATE	Heating Fuel	GAS
Building Condition	Fair	Siding	ASBESTOS	Air Conditioning	0%
Finished Area (SF)	1620	Interior Walls	PLASTER	# of Bsmt Garages	0
Number Rooms	8	# of Bedrooms	4	# of Full Baths	2
# of 3/4 Baths	0	# of 1/2 Baths	0	# of Other Fixtures	0

Legal Description

Narrative Description of Property

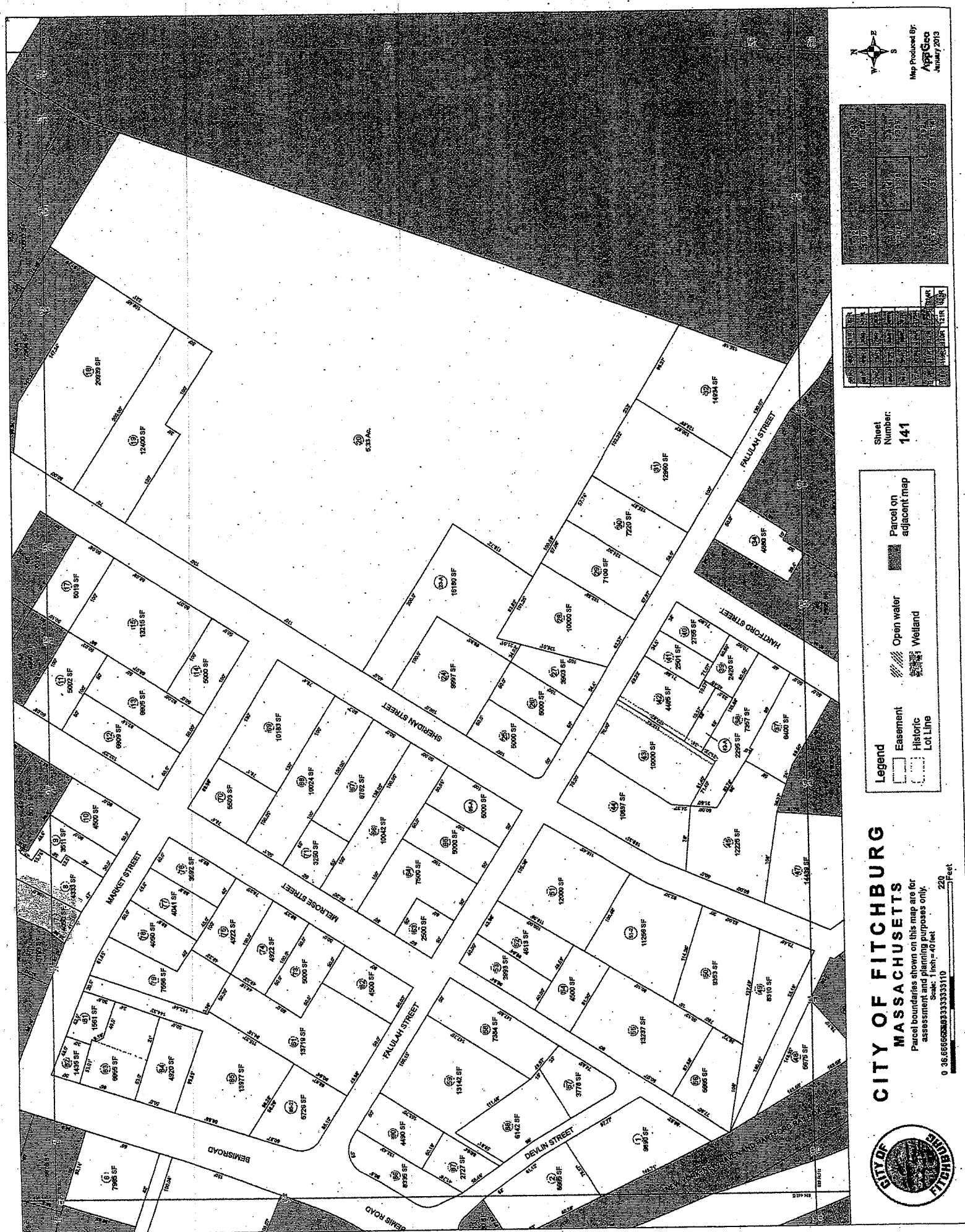
This property contains 0.093 acres of land mainly classified as TWO FAM with a(n) MULTI-CONV style building, built about 1900 , having ASBESTOS exterior and SLATE roof cover, with 2 unit(s), 8 room(s), 4 bedroom(s), 2 bath(s), 0 half bath(s).

Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.

City Property
Committee (cont)



City of Fitchburg, April 19, 2016



**CITY OF FITCHBURG
OFFICE OF THE CITY CLERK**

166 Boulder Drive
Fitchburg MA 01420

Anna M. Farrell, City Clerk
(978) 829-1820
www.fitchburgma.gov

Date: March 16, 2016

MEMORANDUM

To: Fire Department
Police Department
IDC
Airport
DPW
Treasurer
Building
School Dept.
Housing
FRA
Conservation
Historical Commission (c/o Mayor's office)
City Solicitor
Health
Community Development

16 MAR 23 09 10
FITCHBURG CITY CLERK

From: City Council City Property Committee
Subject: Excess Needs Review and Departmental Comment

Kindly note your comments regarding the communications listed below and return to the City Clerk
no later than Monday, March 28, 2016.

Reference:

047-16. Calvin D. Brooks, City Treasurer, to declare as excess the following
properties and refer them to the Chief Procurement Officer for
advertising and sale:
1. 21 Goddard Street. Parcel 17-20-0
2. 43 East Street. Parcel 34-37-0
3. 16 Market Street. Parcel 141-7-0

Your comments:

This process needs to move quickly, as 21 Goddard St and 43 East St are occupied - placing
the city in an awkward position in the event there are Health/Safety issues.

(Attach separate page if necessary)

Your signature: Stephen SCJ

Date: 3/22/16

NOTE: If your comments are not received by **March 28, 2016** it will be presumed that you have no comments, no
objections and/or no interest in the property or subject matter referenced in the petition

Thank you!

Reports of
Committees

City Property
Committee (cont)

Reports of
CommitteesCity Property
Committee (cont)**CITY OF FITCHBURG
OFFICE OF THE CITY CLERK**166 Boulder Drive
Fitchburg MA 01420Anna M. Farrell, City Clerk
(978) 829-1820
www.fitchburgma.gov

Date: March 16, 2016

MEMORANDUM

To: Fire Department School Dept. Community Development
Police Department Housing
IDC FRA
Airport Conservation
DPW Historical Commission (c/o Mayor's office)
Treasurer City Solicitor
Building Health

From: City Council City Property Committee
Subject: Excess Needs Review and Departmental Comment

Kindly note your comments regarding the communications listed below and return to the City Clerk
no later than Monday, March 28, 2016.

Reference: Calvin D. Brooks, City Treasurer, to declare as excess the following
047-16. properties and refer them to the Chief Procurement Officer for
advertising and sale:
1. 21 Goddard Street. Parcel 17-20-0
2. 43 East Street. Parcel 34-37-0
3. 16 Market Street. Parcel 141-7-0

Your comments:

*No current or planned municipal use for these
properties to my knowledge.*

(Attach separate page if necessary)

Your signature: *Carry Casarson*Date: 3-25-2016

NOTE: If your comments are not received by **March 28, 2016** it will be presumed that you have no comments, no
objections and/or no interest in the property or subject matter referenced in the petition

Thank you!

FITCHBURG
CITY CLERK
16 MAR 28
09 23



**CITY OF FITCHBURG
OFFICE OF THE CITY CLERK**

166 Boulder Drive
Fitchburg MA 01420

Anna M. Farrell, City Clerk
(978) 829-1820
www.fitchburgma.gov

Date: March 16, 2016.

MEMORANDUM

To: Fire Department School Dept. Community Development
Police Department Housing
IDC FRA
Airport Conservation
DPW Historical Commission (c/o Mayor's office)
Treasurer City Solicitor
Building Health

From: City Council City Property Committee
Subject: Excess Needs Review and Departmental Comment

Kindly note your comments regarding the communications listed below and return to the City Clerk
no later than Monday, March 28, 2016.

Reference:

047-16. Calvin D. Brooks, City Treasurer, to declare as excess the following
properties and refer them to the Chief Procurement Officer for
advertising and sale:
1. 21 Goddard Street. Parcel 17-20-0
2. 43 East Street. Parcel 34-37-0
3. 16 Market Street. Parcel 141-7-0

Your comments:

*This process needs to move quickly, as 21 Goddard St and 43 East St are occupied - placing
the city in an awkward position in the event there are Health/safety issues.*

(Attach separate page if necessary)

Your signature: *Stephen SC*

Date: *3/22/16*

NOTE: If your comments are not received by **March 28, 2016** it will be presumed that you have no comments, no
objections and/or no interest in the property or subject matter referenced in the petition

Thank you!

Reports of
Committees

City Property
Committee (cont)



CITY OF FITCHBURG OFFICE OF THE CITY CLERK

166 Boulder Drive
Fitchburg MA 01420

Anna M. Farrell, City Clerk
(978) 829-1820
www.fitchburgma.gov

Date: March 16, 2016

MEMORANDUM

To: Fire Department School Dept. Community Development
Police Department Housing
IDC FRA
Airport Conservation
DPW Historical Commission (c/o Mayor's office)
Treasurer City Solicitor
Building Health

From: City Council City Property Committee
Subject: Excess Needs Review and Departmental Comment

Kindly note your comments regarding the communications listed below and return to the City Clerk
no later than Monday, March 28, 2016.

Reference:

047-16. Calvin D. Brooks, City Treasurer, to declare as excess the following
properties and refer them to the Chief Procurement Officer for
advertising and sale:

1. 21 Goddard Street. Parcel 17-20-0
2. 43 East Street. Parcel 34-37-0
3. 16 Market Street. Parcel 141-7-0

Your comments:

The Treasurer's Office has no interest in any of the properties.

(Attach separate page if necessary)

Your signature:

Al. D. Brooks

Date:

3-16-16

NOTE: If your comments are not received by **March 28, 2016** it will be presumed that you have no comments, no
objections and/or no interest in the property or subject matter referenced in the petition

Thank you!

FITCHBURG CITY CLERK
MAR 16 09 16

City of Fitchburg,

April 19, 2016

Reports of
Committees

City Property
Committee (cont)

068-16. Calvin D. Brooks, City Treasurer, to declare as excess Property and refer to the Chief Procurement Officer for advertising and sale-21 Oxford Street, as outlined in the enclosed petition.

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

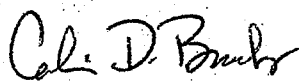
After receiving surplus needs surveys from the City Clerk, declare as excess the following property and refer it to the Chief Procurement Officer for advertising and sale.

1. 21 Oxford Street

Parcel 3-29-0

This parcel has had a tax lien on it for many years. On March 11, 2016, Land Court issued judgment in the city's tax lien foreclosure case on this property. It now is owned by the city. Selling this property will put it back on the tax rolls.

Respectfully submitted,



Calvin D. Brooks
Treasurer

FITCHBURG CITY CLERK
MAR 31 08 11

Reports of
Committees

City Property
Committee (cont)



CITY OF FITCHBURG OFFICE OF THE CITY CLERK

166 Boulder Drive
Fitchburg MA 01420

Anna M. Farrell, City Clerk
(978) 829-1820
www.fitchburgma.gov

Date: April 6, 2016

MEMORANDUM

To:	Fire Department	School Dept.	Community Development
	Police Department	Housing	
	IDC	FRA	
	Airport	Conservation	
	DPW	Historical Commission (c/o Mayor's office)	
	Treasurer	City Solicitor	
	Building	Health	

From: City Council City Property Committee
Subject: Excess Needs Review and Departmental Comment

Kindly note your comments regarding the communications listed below and return to the City Clerk no later than April 13, 2016. If you have "No Comments" please indicate same in writing.

Reference: 068-16. Calvin D. Brooks, City Treasurer, to declare as excess Property and refer to the Chief Procurement Officer for advertising and sale-21 Oxford Street, as outlined in the enclosed petition.

Your comments:

OK with Treasurer Department

(Attach separate page if necessary)

Your signature:

Calvin D. Brooks

Date:

4-7-16

Thank you!

FITCHBURG CITY CLERK
16 APR - 8 08 38



**CITY OF FITCHBURG
OFFICE OF THE CITY CLERK**

166 Boulder Drive
Fitchburg MA 01420

Anna M. Farrell, City Clerk
(978) 829-1820
www.fitchburgma.gov

Date: April 6, 2016

MEMORANDUM

To: Fire Department School Dept. Community Development
Police Department Housing
IDC FRA
Airport Conservation
DPW Historical Commission (c/o Mayor's office)
Treasurer City Solicitor
Building Health

From: City Council City Property Committee
Subject: Excess Needs Review and Departmental Comment

Kindly note your comments regarding the communications listed below and return to the City Clerk
no later than April 13, 2016. If you have "No Comments" please indicate same in writing.

Reference:
068-16. Calvin D. Brooks, City Treasurer, to declare as excess
Property and refer to the Chief Procurement Officer for advertising
and sale-21 Oxford Street, as outlined in the enclosed petition.

Your comments:

(Attach separate page if necessary)

Your signature: _____

Date: _____

Thank you!

Reports of
Committees

City Property
Committee (cont)

Reports of
Committees

City Property
Committee (cont)

Farrell, Anna

From: Farrell, Anna
Sent: Wednesday, April 06, 2016 1:17 PM
To: Roy, Kevin; Ernest Martineau; 'Dan Curley'; AirportManager; Laakso, Lenny; Calvin Brooks; Lanciani, Duffy; Ravenelle, Andre (ravenellea@fitchburg.k12.ma.us); Murphy, Liz; O'Hara, Michael; Samuel Blair; AJ Tourigny; Vincent Pusateri II; Curry, Steve; Casassa, Larry
Subject: Excess Needs surveys
Attachments: 2016-68-exc-needs-04062016131228.pdf; 2016-70-exc-needs-04062016131346.pdf

Hello
Please find attached two excess needs surveys for the City Council City Property Committee and respond no later than April 13, 2016.
Thank you

- Anna

Anna M. Farrell, CMC
City Clerk
166 Boulder Drive
Fitchburg MA 01420
P- 978 829-1820
F- 978 829-1964

Please be aware that the Massachusetts Secretary of State has determined that most email is public record and therefore cannot be kept confidential.

City of Fitchburg

April 19, 2016



CALVIN D. BROOKS
Treasurer

City of Fitchburg

OFFICE OF THE TREASURER

166 Boulder Drive
Fitchburg, MA 01420

978-829-1830
FAX 978-829-1971

March 29, 2016

Mayor Stephen L. DiNatale
166 Boulder Drive
Fitchburg, MA 01420

Re: 21 Oxford Street
Parcel 3-29-0 Case No. 15 TL 000673

Dear Mayor DiNatale:

Our attorney has advised that on March 11, 2016, Land Court issued judgment in the city's tax lien foreclosure case on the above property. Enclosed is a copy of the Judgment in Tax Lien Case, the Property Record Card, and a parcel map. This property includes both land and building. Taxes due on the property, not including interest, are \$24,237.43, and do not include FY2016 property taxes.

Representatives from various city departments are currently discussing what to do with the property and will be making a recommendation to you shortly. In the meantime, the city will be taking steps to secure and insure the property.

Thank you.

Sincerely,

Calvin D. Brooks
Treasurer

Enc.

Cc: Council President Michael Kushmerek ✓

Ken Wilson, Chief Assessor
Richard Sarasin, City Auditor
Michelle Shepard, Assistant Treasurer
Vincent Pusateri, City Solicitor
NICE Committee-email

Reports of
Committees

City Property
Committee (cont)

FITCHBURG CITY CLERK
16 MAR 30 10 27

Reports of
Committees

City Property
Committee (cont)

Land Court costs \$584.63 Legal Fees \$1,113.25 (estimated)

RE: 21 Oxford Street (bldgs) - Assessors: 0003-0029-0

[SEAL]

COMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT



COPY

Case No.: 15 TL 000673

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Michael A. Fraticelli, Katherine L. Fraticelli

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/14/2008	6691	13		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:

Deborah J. Patterson
RECORDER

Deborah J. Patterson
Recorder

Entered: March 11, 2016

Unofficial Property Record Card

Page 1 of 1

Reports of
Committees

City Property
Committee (cont)

Unofficial Property Record Card - Fitchburg, MA

General Property Data

Parcel ID 3-29-0	Account Number 0
Prior Parcel ID -103.445-0.04286	
Property Owner FRATICELLI, MICHAEL A. (TE)	Property Location 21 OXFORD ST
FRATICELLI, KATHERINE L.	Property Use ONE FAM
Mailing Address 21 OXFORD STREET	Most Recent Sale Date 12/21/1999
	Legal Reference 3506-280
City FITCHBURG	Grantor PAINE, MICHAEL B.,
Mailing State MA Zip 01420	Sale Price 62,000
Parcel Zoning RB	Land Area 0.084 acres

Current Property Assessment

Land Value 24,600	Building Value 89,900	Total Value 120,900
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Building Description

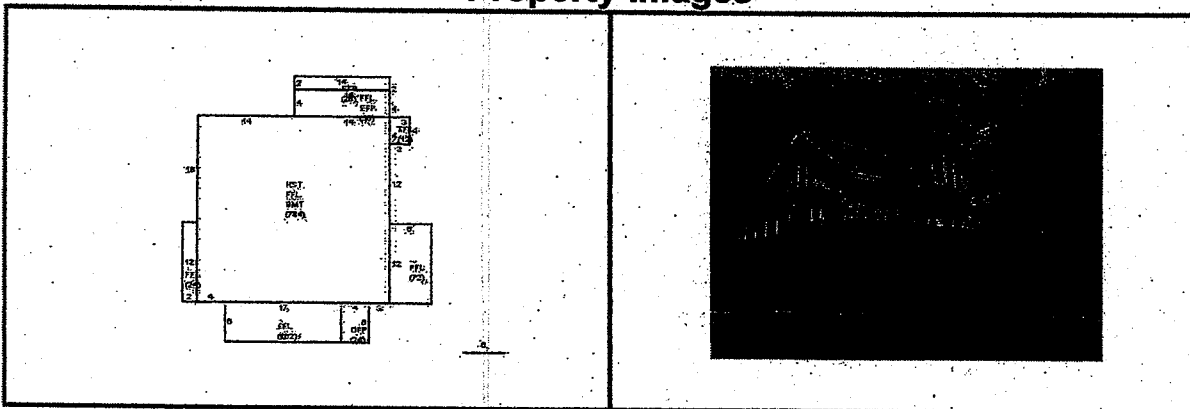
Building Style CONVENT NL	Foundation Type MASONRY	Flooring Type HARDWOOD
# of Living Units 1	Frame Type WOOD	Basement Floor N/A
Year Built 1920	Roof Structure GABLE	Heating Type STEAM
Building Grade AVERAGE	Roof Cover ASPHALT SH	Heating Fuel GAS
Building Condition Average	Siding CLAPBOARD	Air Conditioning 0%
Finished Area (SF) 1638	Interior Walls PLASTER	# of Bsmt Garages 0
Number Rooms 6	# of Bedrooms 3	# of Full Baths 2
# of 3/4 Baths 0	# of 1/2 Baths 0	# of Other Fixtures 1

Legal Description

Narrative Description of Property

This property contains 0.084 acres of land mainly classified as ONE FAM with a(n) CONVENT NL style building, built about 1920, having CLAPBOARD exterior and ASPHALT SH roof cover, with 1 unit(s), 6 room(s), 3 bedroom(s), 2 bath(s), 0 half bath(s).

Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.

Report accepted. Petitions granted by unanimous vote. 10
members present. Board consists of 11 members.

069-16.. Calvin D. Brooks, City Treasurer, to amend the City Code, Ch. 14, article 1: Sale of City-owned Real Estate, Section 1-2 Procedure as outlined in the enclosed Petition.

Reports of
Committees

City Property
Committee (cont)

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

Amend the City Code Chapter 14, Article I: Sale of City-owned Real Estate, section 14-2 Procedure by adding Paragraph H as follows:

"Nothing herein shall prevent the duly appointed custodian of tax possessions from applying any procedure set forth in Massachusetts General Law including but not limited to M.G.L. Chapter 60, section 77B for selling or leasing property."

As the City acquires real property through foreclosure of tax liens, it needs an expedited way to dispose of it. The City is not well equipped to manage property and occupants therein. This alternate method will allow the city to dispose of its tax possessions more quickly.

Respectfully submitted,



Calvin D. Brooks
Treasurer

16 MAR 25 16 08
FITCHBURG CITY CLERK

Report accepted. Petition granted by unanimous vote. 10 members present. Board consists of 11 members. Petition forwarded to the City Solicitor for Ordinance preparation.

Reports of
Committees

City Property
Committee (cont)

The City Property Committee recommended the following Petition
be held in Committee:

070-16. Mary Jo Bohart, Economic Development Director, to
declare as excess the following properties and refer
them to the Chief Procurement Officer for advertising
and sale:
617 Water Street and "0" Lancaster Street
50 Laurel Street

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

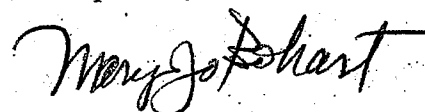
After receiving surplus needs surveys from the City Clerk, declare as excess the following
properties and refer them to the Chief Procurement Officer for advertising and sale.

1. 617 Water Street and "0" Lancaster Street
2. 50 Laurel Street

Parcels: 109-32-0 and 109-11-0
Parcel: 55-10-0

These parcels have had tax liens on them for many years. In December, 2015, Land Court issued
judgment in the city's tax lien foreclosure cases on these properties. They now are owned by the city.
Selling these properties will put them back on the tax rolls.

Respectfully submitted,



Mary Jo Bohart
Economic Development Director

16 MAR 31 12 12
FITCHBURG CITY CLERK

City of Fitchburg,

April 19, 2016

Reports of
Committees

City Property
Committee (cont)

[SEAL]

617 Water Street Bk 8482 Pg 214 #378
01-11-2016 @ 09:25a
COMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT

Case No.: 14 TL 150193

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Deanne M. Ludwick

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/14/2008	6691	238		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:

Deborah J. Patterson
RECORDED

Deborah J. Patterson
Recorder

Entered: December 1, 2015

ATTEST NO. WORD, REGISTRY OF DEEDS
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER

Reports of
CommitteesCity Property
Committee (cont)

[SEAL]

8 Lancaster Street

Bk 8482 Pg 286 #413
01-11-2016 @ 11:44aCOMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT

Case No.: 14 TL 149810

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Deanne M. Ludwick

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/14/2008	6691	236		

MASSACHUSETTS DEPARTMENT OF REVENUE

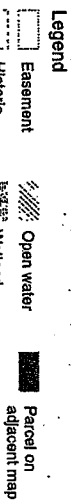
By the Court: Deborah J. Patterson

Attest:

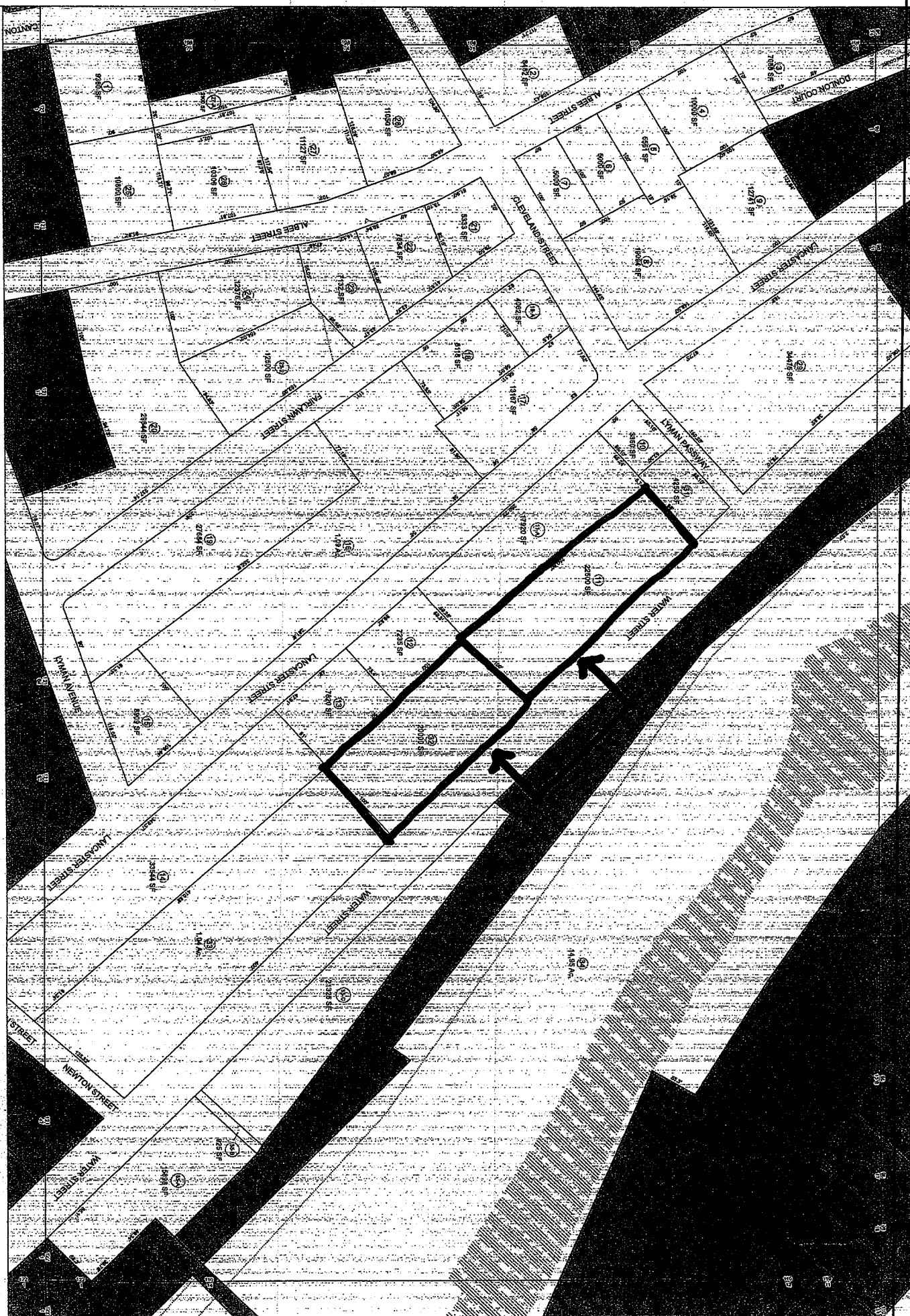
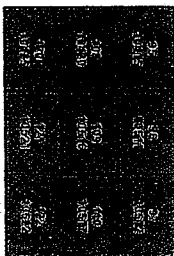
A TRUE COPY
ATTEST:Deborah J. Patterson
RECORDERDeborah J. Patterson
Recorder

Entered: December 9, 2015

RECORDED
INDEXED03/14/2008
J. J. LUDWICK0001
BOOK 8482ATTEST: NO. WORC. REGISTRY OF DEEDS
KATHLEEN REYNOLDS DAIGNEAULT, REGISTERRECORDED
INDEXED0001
BOOK 8482

[illegible]

Order Number: 109



Reports of
Committees

City Property
Committee (cont)

[SEAL]

50 Laurel Street

BK 8482 Pg 213 #377
01-11-2016 @ 09:25a

COMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT

Case No.: 14 TL 149839

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Andrea Ridley Trustee of the 50 Laurel Street Realty Trust, Amara Ridley Trustee of the 50
Laurel Street Realty Trust

This case came on to be heard and was argued by counsel, and thereupon, upon consideration
thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred
under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the
City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/15/1995	2700	309		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:

Deborah J. Patterson
RECORDER

Deborah J. Patterson
Recorder

Entered: December 1, 2015

RECORDED
FEB 11 2016

03/12/2002
FEB 11 2016

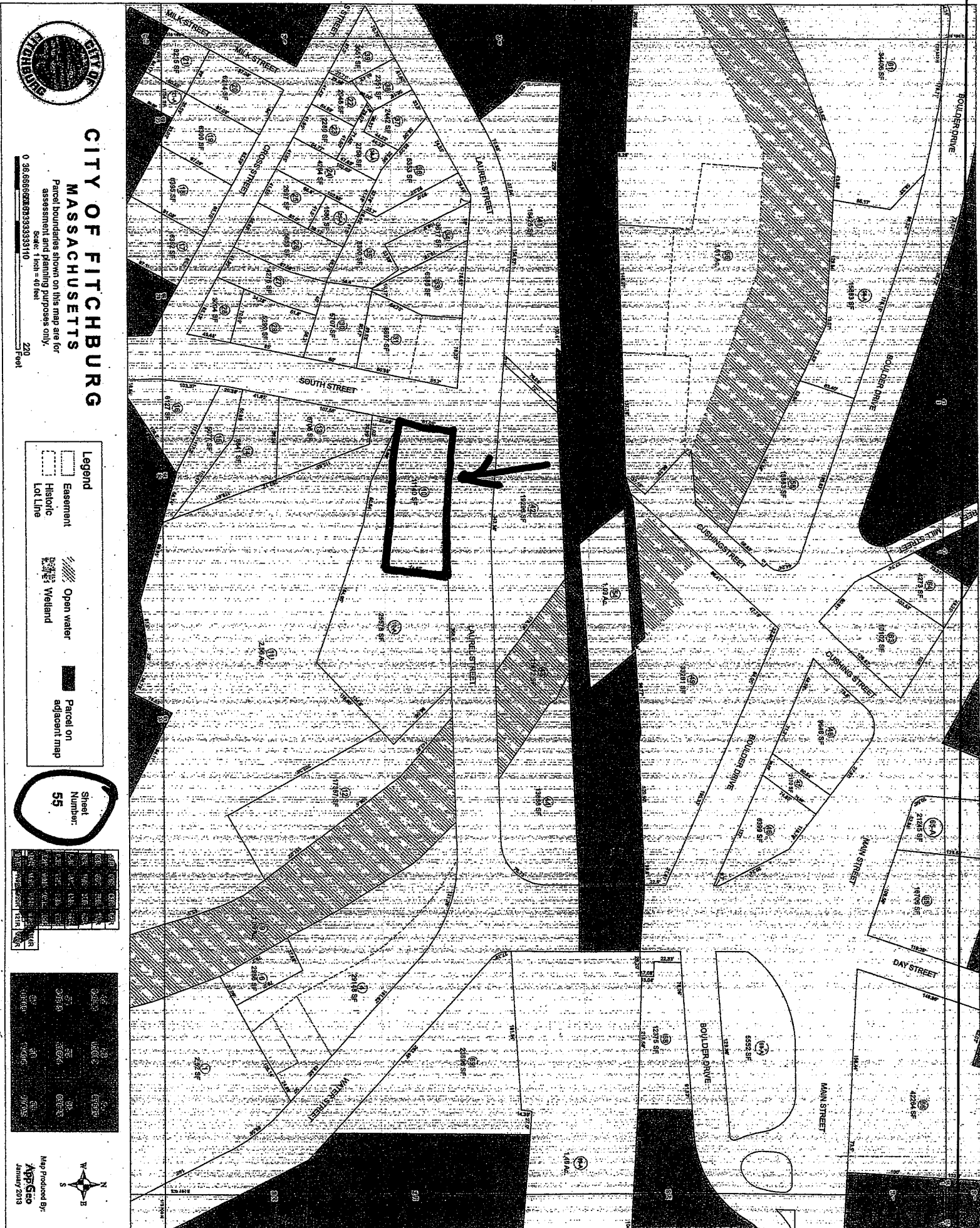
5300
FEB 11 2016

309
FEB 11 2016

DOCKETS
FEB 11 2016

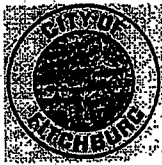
11046
FEB 11 2016

ATTEST NO. WORC. REGISTRY OF DEEDS
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER



Reports of
Committees

City Property
Committee (cont)



**CITY OF FITCHBURG
OFFICE OF THE CITY CLERK**

166 Boulder Drive
Fitchburg MA 01420

Anna M. Farrell, City Clerk
(978) 829-1820
www.fitchburgma.gov

Date: April 6, 2016

MEMORANDUM

To:	Fire Department	School Dept.	Community Development
	Police Department	Housing	
	IDC	FRA	
	Airport	Conservation	
	DPW	Historical Commission (c/o Mayor's office)	
	Treasurer	City Solicitor	
	Building	Health	

From: City Council City Property Committee
Subject: Excess Needs Review and Departmental Comment

16 APR - 8 08 36
FITCHBURG CITY CLERK

Kindly note your comments regarding the communications listed below and return to the City Clerk
no later than April 13, 2016. If you have "No Comments" please indicate same in writing.

Reference: 070-16. Mary Jo Bohart, Economic Development Director, to declare as excess
the following properties and refer them to the Chief Procurement
Officer for advertising and sale:
617 Water Street and "O" Lancaster Street
50 Laurel Street

Your comments:

OK with Treasurer Department

(Attach separate page if necessary)

Your signature:

Al D. Blos

Date:

4-7-16

Thank you!

Report accepted. Petition held in Committee by unanimous vote.
10 members present. Board consists of 11 members.

Reports of
Committees

Council as a
Whole Committee

Council as a Whole Committee
Meeting of April 12, 2016

The Council as a Whole Committee recommended the following Ordinance be sent to a third and final reading as is by unanimous vote:

- 20-16. ORDINANCE: That Chapter 181, section 3561 of the Code of the City of Fitchburg (Zoning - Special Permit for Nonconforming Structures Abandoned or Not Used for More Than Two Years) as most recently amended, be further amended by striking the words: "City Council" and by inserting the words "Board of Appeals".

Report read and accepted. Ordinance sent to a third and final reading and adopted to be enrolled and ordained by unanimous vote. 10 members present. Board consists of 11 members. Ordinance signed by the Mayor April 21, 2016.

The Council as a Whole Committee recommended the following Ordinance be given leave to withdraw by vote of 9 in favor and 1 opposed (Joseph):

- 21-16. ORDINANCE: That Chapter 181, section 356 of the Code of the City of Fitchburg (Zoning - Abandonment or Non-use" as most recently amended, be further amended by adding:
"This section shall not apply to the re-use of a lawfully existing nonconforming single or two family structure where the principle use is permitted by right in the specified district under 181.313, and provided that no modification of the use or structure is accomplished unless authorized under the provisions of 181.35.

Report read and accepted. Ordinance given leave to withdraw by vote of 9 in favor and 1 opposed (Joseph). 10 members present. Board consists of 11 members.

Reports of
CommitteesLegislative
Affairs Committee**Legislative Affairs Committee Oral Report**
Meeting of April 19, 2016

The Legislative Affairs Committee recommended the following
Petition be granted:

30-2016. Vincent Pusateri, II, City Solicitor-to designate the
positions of Zoning Board of Appeals members as
special municipal employees.

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentleman:

The undersigned petitions your Honorable Body:

To establish an order, ordinance or resolution designating the positions of the Zoning
Board of Appeals as a special municipal employee positions under M.G.L. c. 268A §1(n) entitled
CONDUCT OF PUBLIC OFFICIALS AND EMPLOYEES, also known as the Conflict of
Interest.

In support of this petition the undersigned states that the Conflict of Interest Law makes a
distinction between municipal employee and "special municipal employee" for the purpose of
analyzing actions, rights and duties under the Conflict of interest Law.

For further reason says, a special municipal employee may be one who is not elected,
whose position is classified as such by the City Council, and who either is uncompensated, has a
position which permits private employment during the working hours, or works 800 hours per
year.

For further reason says, members of the Zoning Board of Appeals have historically and
will continue to maintain other employment during while discharging their obligations.

For further reason says, the City would benefit by attracting the most qualified candidates
for the offices identified herein by decreasing the impact of their service to the City on
employment opportunities.

Respectfully submitted,


Vincent Pusateri II

City Solicitor

FITCHBURG CITY CLERK
16 FEB - 9 15 45

Report accepted. Petition granted by unanimous vote. 10
members present. Board consists of 11 members.

The Legislative Affairs Committee recommended the following petition be amended to replace "designation of the Deputy Chief of Police" with "designee of the Chief" and grant as amended:

31-2016. Vincent Pusateri, II, City Solicitor-to request that the City Council approve FPD Chief Martineau's designation of the Deputy Chief of Police as the Solicitor's Assistant in accordance with Chapter 40 section 27 of the Code of the City of Fitchburg.

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentleman:

FITCHBURG CITY CLERK
16 FEB -9 15 45

The undersigned petitions your Honorable Body:

To establish an order, ordinance, or resolution in accordance with section 40-27 of the City Code entitled Designation of Solicitor's Assistant, specifically that the City Council approve Chief Martineau's designation of the Deputy Chief of Police as the Solicitor's assistant.

designee
For reason says, that the City would benefit by having the Deputy Chief of Police designated as the assistant of the City Solicitor to determine the scope of the investigations and then assign the appropriate personal.

For further reason says, the Deputy Chief of Police is not a union position so when there is a conflict with the Police Union the Deputy Chief of Police will be impartial.

For final reason says, the Solicitor should be aided by highly trained investigators as designated by the Deputy Chief of Police who are directly supervised by that position.

Wherefore it is respectfully petitioned that you approve Chief Martineau's designation.

Respectfully submitted,


Vincent Pusateri II

City Solicitor

Report accepted. Petition granted as amended by unanimous vote.
10 members present. Board consists of 11 members.

Reports of
Committees

Legislative Affairs
Committee (cont)

The Legislative Affairs Committee recommended the following Ordinance be adopted:

46-2016. AN ORDINANCE: Establishing a West Fitchburg Corridor Overlay District as outlined.

CITY OF FITCHBURG

IN THE YEAR

FITCHBURG CITY CLERK

16 MAR - 7 13 25

AN ORDINANCE

Be it ordained by the City Council of the City of Fitchburg, as follows:

181.89 WEST FITCHBURG CORRIDOR OVERLAY DISTRICT

181.891 Purpose. The intent of the West Fitchburg Corridor Overlay District is to encourage compact, pedestrian friendly development that is physically and functionally integrated through site design, dimensional and parking standards that limit parking, provide flexibility for development initiatives and provide incentives for mixed-use development. Specifically, the purposes and objectives of the West Fitchburg Corridor Overlay District are:

- a) To promote the economic development, general welfare and safety of the community through the use of appropriate urban design standards in special development areas.
- b) To encourage a mix of moderate and high density development within walking distance of transit stations to increase transit ridership and limit vehicular traffic.
- c) To encourage compact development of compatible land uses at urban densities.
- d) To encourage reuse and redevelopment of existing buildings and building lots.
- e) To foster the development of high-quality, pedestrian-scale environments through site and building design that provides an aesthetically pleasing pedestrian environment that is accessible, compact, safe and inviting to encourage walking, bicycling and transit use.
- f) To promote urban design that is consistent with the City of Fitchburg's economic development, planning and programmatic efforts.
- g) To avoid over-dedication of land to surface parking by preventing excessive accessory off-street parking.
- h) To preserve and enhance the historical, cultural, and architectural assets of the city.
- i) To provide flexibility with regard to dimensional requirements in a manner that is consistent with the purposes and intent of this Section.

181.892 Establishment

The West Fitchburg Corridor Overlay District is hereby established, the boundaries of which are shown on the City of Fitchburg Zoning Map.

181.893 Administration

The approval authority for Site Plan Review and Special Permits in the West Fitchburg Corridor Overlay District shall be the Planning Board unless designated otherwise in the underlying base zoning district.

181.894 Definitions

MIXED-USE DEVELOPMENT – A development characterized by two (2) or more distinct uses that are physically integrated in a compatible way within a building or a lot.

Report accepted. Ordinance sent to a first and second reading and ordered advertised by unanimous vote. 10 members present. Board consists of 11 members.

HEARINGS

Hearing #66-16

066-16. Mark Brideau, Brideau Oil Co, to be granted a license pursuant to MGL ch. 148, for the storage of propane cylinders, total 80,000 gallons at 49 Cobbler Drive (114R, block 10, Lot 2A) as outlined in the enclosed petition.



FP-002A
(Rev. 1.1.2015)

The Commonwealth of Massachusetts
City/Town of Fitchburg

Application For License

Massachusetts General Law, Chapter 148 §13

☐ New License ☐ Amended License

GIS Coordinates

LAT.

LONG.

License Number

Application is hereby made in accordance with the provisions of Chapter 148 of the General Laws of Massachusetts for a license to store flammables, combustibles or explosives on land in buildings or structures herein described.

Location of Land: 49 Cobbler Drive 114R Block 10 Lot 2A
Number, Street and Assessor's Map and Parcel ID

Attach a plot plan of the property indicating the location of property lines and all buildings or structures.

Owner of Land: Mark Brideau

Address of Land Owner: 57 Fire Rd 3A Lancaster, MA 01523

Use and Occupancy of Buildings and Structures: Retail Fuel oil + Heating Service

If this is an application for amendment of an existing license, indicate date of original license and any subsequent amendments

Attach a copy of the current license

Flammable and Combustible Liquids, Flammable Gases and Solids

Complete this section for the storage of flammable and combustible liquids, solids, and gases; see 527 CMR 1.00 Table 1.12.8.50; Attach additional pages if needed. All tanks and containers are considered full for the purposes of licensing and permitting.

PRODUCT NAME	CLASS	MAXIMUM QUANTITY	UNITS gal., lbs, cubic feet	CONTAINER UST, AST, IBC, drums
Propane	I	60,000	gal	AST
Propane	I	20,000	gal	Cylinders of Trucks

Total quantity of all flammable liquids to be stored: 0

Total quantity of all combustible liquids to be stored: 0

Total quantity of all flammable gases to be stored: 80,000

Total quantity of all flammable solids to be stored: 0

Hearing
#66-16 (cont)

LP-gas (Complete this section for the storage of LP-gas or propane)

Indicate the maximum quantity of LP-gas to be stored and the sizes and capacities of all storage containers.
(See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum quantity (in gallons) of LP-gas to be stored in aboveground containers: 60,000
List sizes and capacities of all aboveground containers used for storage: 1- 30,000 1- 30,000
Misc Cylinders + Tank Volume 20,000 gals
- ❖ Maximum quantity (in gallons) of LP-gas to be stored in underground containers: 0
List sizes and capacities of all underground containers used for storage: 0

Total aggregate quantity of all LP-gas to be stored: 80,000

Fireworks (Complete this section for the storage of fireworks)

Indicate classes of fireworks to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum amount (in pounds) of Class 1.3G: _____ Type/class of magazine used for storage: _____
❖ Maximum amount (in pounds) of Class 1.4G: _____ Type/class of magazine used for storage: _____
❖ Maximum amount (in pounds) of Class 1.4: _____ Type/class of magazine used for storage: _____

Total aggregate quantity of all classes of fireworks to be stored: _____

Explosives (Complete this section for the storage of explosives)

Indicate classes of explosive to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum amount (in pounds) of Class 1.1: _____ Number of magazines used for storage: _____
❖ Maximum amount (in pounds) of Class 1.2: _____ Number of magazines used for storage: _____
❖ Maximum amount (in pounds) of Class 1.3: _____ Number of magazines used for storage: _____
❖ Maximum amount (in pounds) of Class 1.4: _____ Number of magazines used for storage: _____
❖ Maximum amount (in pounds) of Class 1.5: _____ Number of magazines used for storage: _____
❖ Maximum amount (in pounds) of Class 1.6: _____ Number of magazines used for storage: _____

I, MARK BRIDEAU, hereby attest that I am authorized to make this application. I acknowledge that the information contained herein is accurate and complete to the best of my knowledge and belief. I acknowledge that all materials stored pursuant to any license granted hereunder must be stored or kept in accordance with all applicable laws, codes, rules and regulations, including but not limited to Massachusetts Chapter 148, and the Massachusetts Fire Code (527 CMR 1.00). I further acknowledge that the storage of any material specified in any license granted hereunder may not exceed the maximum quantity specified by the license.

Signature Mark Brideau Date 3/21/16 Name MARK BRIDEAU

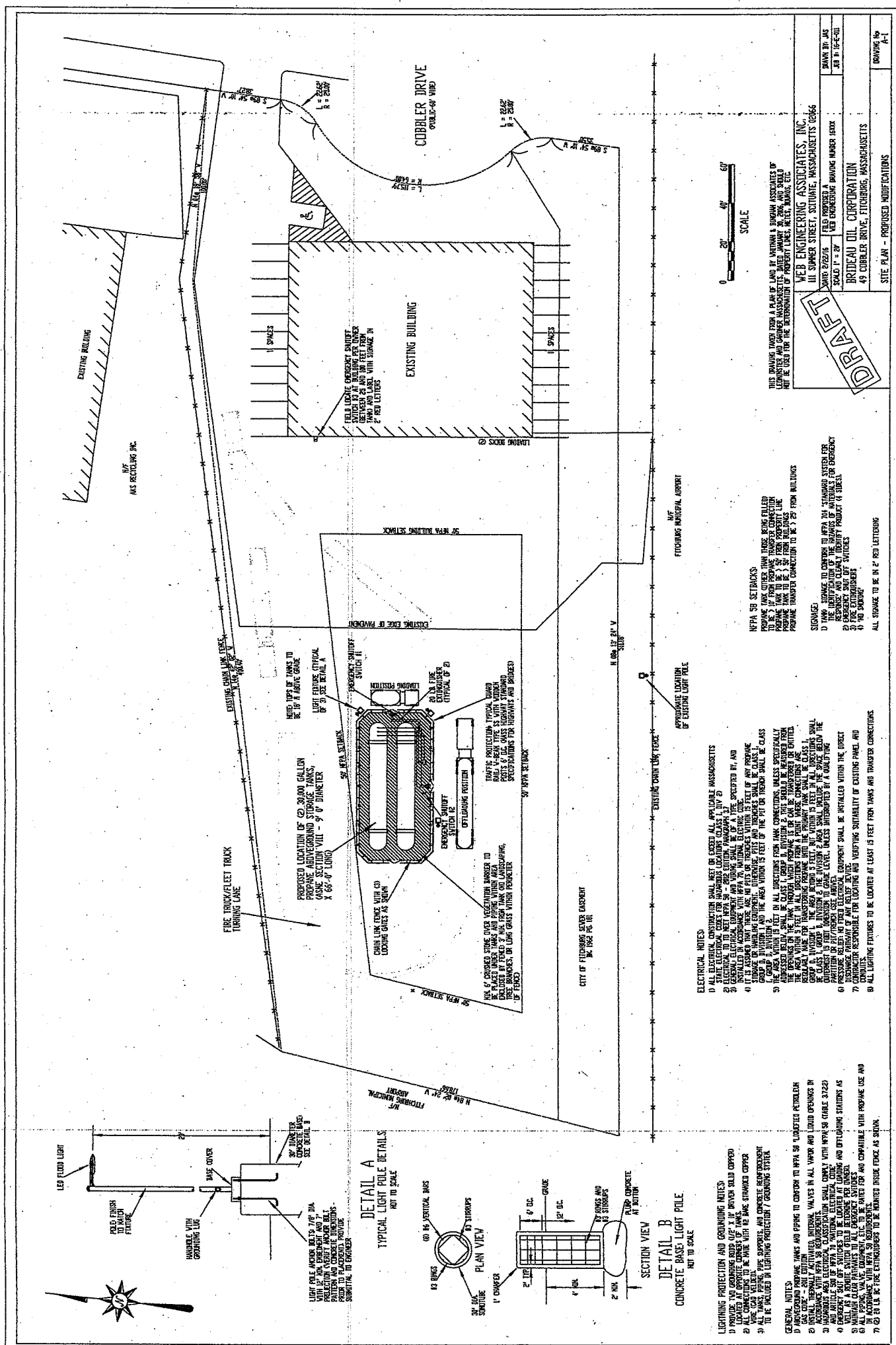
Fire Department Use Only

I, Kevin D. Roy, Head of the Fitchburg Fire Department endorse this application with my

☒ Approval ☐ Disapproval

Signature of Head of the Fire Department Kevin D. Roy Date 3/21/16

Recommendations: _____



Hearing opened. Mr. Mark Brideau was present. He explained the project will respond to a demonstrated need for propane in the area. He stated that the project is still not completely signed off by the Fire Department and that they are approximately 60-90 days out from completion. He states that the Fitchburg Airport and the FAA are ok with the site because it is not in a flight path.

No one spoke in favor of or in opposition to the petition.

Mr. Scott Ellis, Fitchburg Airport Manager, spoke but said he is not in favor of nor in opposition to the project. He stated that he has no objections to the project and that he has checked with the Dept. of Aeronautics and the FAA and neither has any problem with it either.

Hearing closed and petition granted by unanimous vote. 10 members present. Board consists of 11 members.

Hearing
#67-16 (cont)

067-16. Comcast of MA III, Inc., to request a hearing with the Fitchburg City Council for a grant of location. The purpose of the grant of location request is to install a new conduit system to provide service to 881 Main St., as outlined in the enclosed petition.



March 15, 2016

Ms. Anna M. Farrell
City Clerk
City of Fitchburg
City Hall
166 Boulder Drive
Fitchburg, MA 01420

Dear Ms. Farrell:

Comcast of Massachusetts III, Inc. would like to request a hearing with the Fitchburg City Council for a grant of location. The purpose of the grant of location request is to install a new conduit system to provide service to 881 Main Street.

Academy Street: Starting at the existing pole #1 on Academy Street, placing (2) 3" PVC conduits 38'+/- to the side of 881 Main Street. Conduit installation is to provide service to the Federal Building at 881 Main Street.

Please feel free to call me with any questions; I can be reached at 978-537-4186 ext, 1017.

Sincerely,

Miguel Quintal
Project Coordinator

Enclosure (3)

FITCHBURG CITY CLERK
16 MAR 15 10 11

April 19, 2016

Hearing
#67-16 (cont)

PETITION OF COMCAST FOR LOCATION FOR CONDUITS AND MANHOLES.

To the City Council for the City of Fitchburg, Massachusetts:

Respectfully represents Comcast of Massachusetts III, Inc., a company incorporated for the distribution of telecommunications services, that it desires to construct a line for such telecommunications under the public way or ways hereinafter specified.

Academy Street: Starting at the existing pole #1 on Academy Street, placing (2) 3" PVC conduits 38'+/- to the side of 881 Main Street. Conduit installation is to provide service to the Federal Building at 881 Main Street.

Wherefore, your petition prays that, after due notice and hearing as provided by law, the City Council may by Order grant your petitioner permission to construct, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, said conduits and manholes to be located, substantially as shown on the plan made by Comcast of Massachusetts III Inc. dated, March 15, 2016 and filed here with, under the following public way or ways of said City of Fitchburg:

Comcast
By: Miguel Quintal
Miguel Quintal
Project Coordinator

Dated this March 15th, 2016

City of Fitchburg Massachusetts

Received and filed _____, 2016

Hearing
#67-16 (cont)

ORDER FOR CONDUIT LOCATION

In the City Council for the City of Fitchburg, Massachusetts.

ORDERED:

That permission be and hereby is granted to Comcast of Massachusetts III, Inc., to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of the following public way or ways as requested in petition of said Company dated March 15th, 2016

Academy Street: Starting at the existing pole #1 on Academy Street, placing (2) 3" PVC conduits 38' +/- to the side of 881 Main Street. Conduit installation is to provide service to the Federal Building at 881 Main Street.

Substantially as shown on plan marked - Proposed Comcast Underground, filed with said petition.

Also that permission be and hereby is granted said Comcast to lay and maintain underground conduits, manholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

The foregoing permission is subject to the following conditions:

1. The conduits and manholes shall be of such materials and construction and all work done in such manner as to be satisfactory to the City Council or to such officers as it may appoint to the supervision of the work, and a plan showing the location of conduits constructed shall be filed with the City when the work is completed.
2. Said Company shall indemnify and save the City harmless against all damages, costs and expense whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.
3. In addition said Company shall, before a public way is disturbed for the laying of its wire or conduits, execute its bond in a penal sum of One Hundred Thousand Dollars (\$100,000) (reference being had to the bond already on file with said City) conditioned for the faithful performance of its duties under this permit.
4. Said Company shall comply with the requirements of existing by-laws and such as may hereafter be adopted governing the construction and maintenance of conduits and wires, so far as the same are not inconsistent with the laws of the Commonwealth.

I hereby certify that the foregoing order was adopted at a meeting of the City Council for the City of Fitchburg, Massachusetts, held on the _____ day of _____ 2016.

(over)

Town Clerk

City of Fitchburg, April 19, 2016

Hearing
67-16 (cont)

We hereby certify that on _____, 2016, at _____ o'clock _____ M., at Fitchburg, Massachusetts a public hearing was held on the petition of the Comcast for permission to lay and maintain underground conduits, manholes and connections, with the wires and cables to be placed therein, described in the order herewith recorded, that we mailed at least seven days before said hearing a written notice the time and place of said hearing to each of the owners of real estate determined by the last preceding assessment for taxation along the ways parts of ways upon which the Company is permitted to construct the lines said Company under said order. And that thereupon said order was duly adopted.

Fitchburg City Council; Fitchburg, Massachusetts

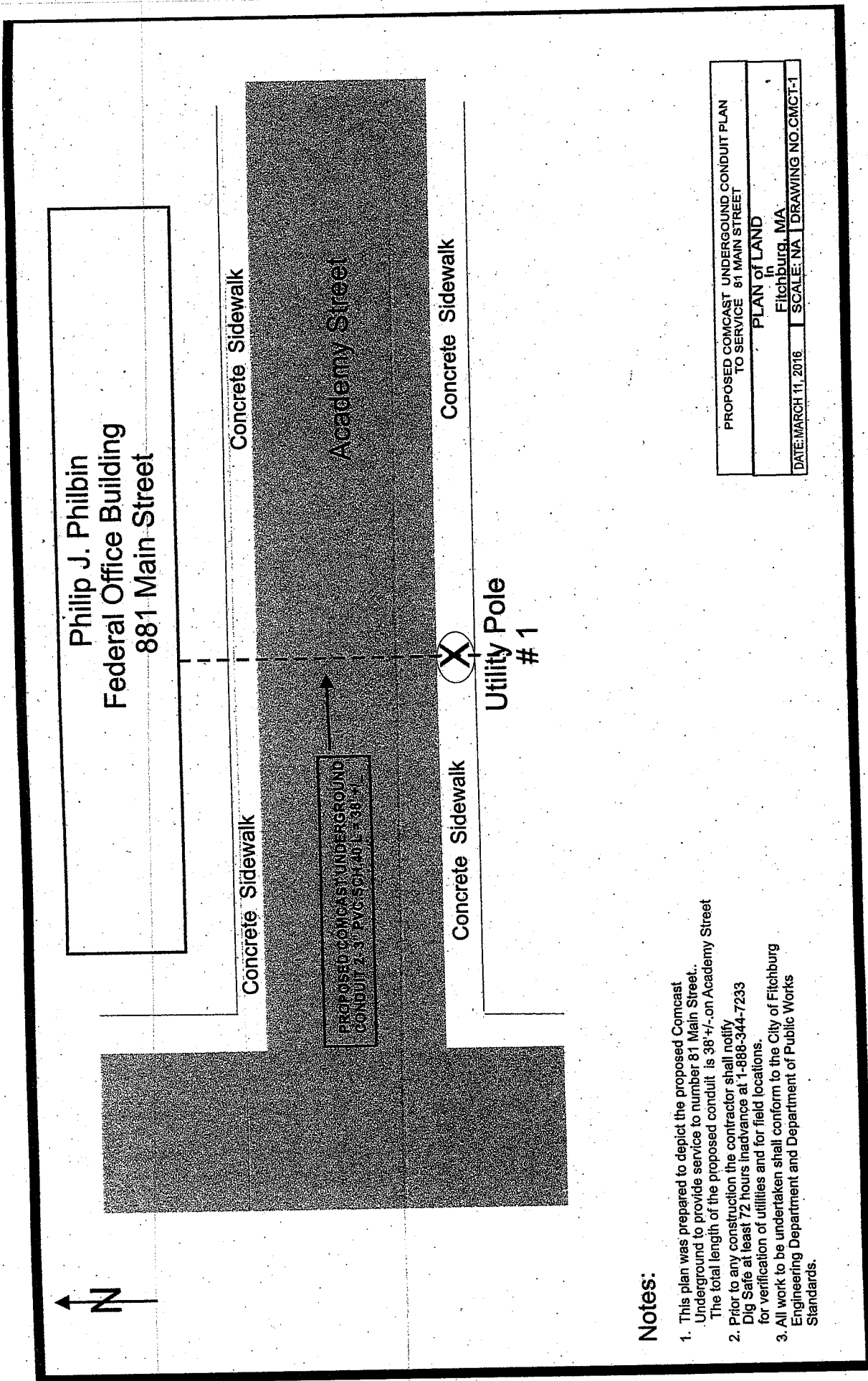
CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order, and certificate of hearing with the notice adopted by the City Council for the City of Fitchburg, Massachusetts, on the _____ day of _____ 2016, recorded with the records of location orders of said City, Book _____, Page _____. This certified copy is made under the provision of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

Town Clerk

Hearing
#67-16 (cont)



Hearing opened. Mr. David Flewelling and Mr. Miguel Quintal were present. Mr. Quintal explained that the project will provide high speed internet service to the Dept. of Homeland Security office at 881 Main Street. Discussion ensued regarding the lack of high speed internet service to most of Main Street and the resulting hindrance to economic development. Mr. Quintal stated that he would relay the concerns to Comcast Government Relations.

No one spoke in favor of or in opposition to the petition. Hearing closed and petition granted by vote of 8 in favor and 2 opposed (Green, Beauchemin). 10 members present. Board consists of 11 members.

City of Fitchburg, April 19, 2016

Orders-Finance

Loan Order #73-16

ORDERS - FINANCE

The following Orders were referred to the Finance Committee:

073-16. LOAN ORDER: that the sum of Nine Hundred Thousand Dollars (\$900,000) be and hereby is appropriated to pay the cost of parking garage repairs, including the payment of costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$900,000 under G.L. c.44, s 7(3A) or any other enabling legislation; that the Mayor is authorized take any other action necessary or convenient to carry out this project; and that the Treasurer is authorized to file an application with the Municipal Finance Oversight Board to qualify under Chapter 44A of the General Laws any or all of the bonds authorized by this order and to provide such information and execute such documents as the Municipal Finance Oversight Board may require for these purposes.



The City of Fitchburg
Massachusetts
OFFICE OF THE MAYOR

STEPHEN L. DINATALE
MAYOR
166 BOULDER DRIVE
FITCHBURG, MA 01420
TEL. (978) 829-1801

AARON TOURIGNY
CHIEF OF STAFF
ATOURIGNY@FITCHBURGMA.GOV

JOAN DAVID
ADMINISTRATIVE AIDE
JDAVID@FITCHBURGMA.GOV

April 8, 2016

Richard N. Sarasin
City Auditor/Finance Director
166 Boulder Drive
Fitchburg, MA 01420

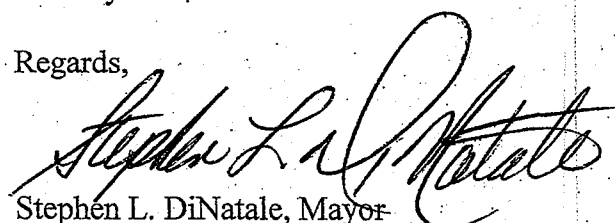
Dear Mr. Sarasin:

Kindly draw a loan order for \$900,000 for Parking Garage Improvements in the City.

Please see attached.

Thank you.

Regards,


Stephen L. DiNatale, Mayor

Orders-Finance

Loan Order
#73-16 (cont)

City-Of Fitchburg, MA

Conditions Assessment of the Putnam Place Parking Garage

• Roof / Level 5:

- Clogged Drains (4)
- Clogged Drains & Missing Covers (4)
- Impact Damage to Pre-Cast Column Element (2)
- Severe Deterioration of CMU wall at Southeast corner
- Widespread micro-cracking in Column Elements
- Sediment collection on North side at width transition
- Replacement of Tee Beam Deck Joints
 - Priority Level 1: 2700 LF
 - Priority Level 2: 300 LF
- Replacement of Support Girder Deck Joints
 - Priority Level 1: 135 LF
 - Priority Level 2: 45 LF

• Level 4:

- Widespread micro-cracking in Column Elements
- Longitudinal cracks in perimeter support beams / spandrels
- Cracks & Spalls in Tee Beam ends (3)
- Severe rust on drain pipe collars and piping (some section loss) (5)
- Evidence of leaking deck joints from Level 5 (throughout)
- Clogged Drains (6)
- Clogged Drains & Missing Covers (2)
- Failed caulking along support beams (several areas)
- Replacement of Deck Joints
 - Priority Level 1: 1300 LF
 - Priority Level 2: 1700 LF
- Replacement of Support Girder Deck Joints
 - Priority Level 1: 135 LF
 - Priority Level 2: 45 LF

Orders-Finance

Loan Order
#73-16 (cont)

• Level 3:

- Clogged Drains (7)
- Clogged Drains & Missing Covers (4)
- Severe rust on drain pipe collars and piping (some section loss) (6)
- Spalls at pre-cast lifting points (2)
- Cracks and previous patch at column corbel (2)
- Cracks & Spalls in Tee beam ends (6)
- Cracks & Spalls in perimeter beams / spandrel ends (6)
- Longitudinal cracks in perimeter support beams / spandrels
- Widespread micro-cracking in Column Elements
- Some advanced cracks in columns (4)
- Some minor deck cracks at re-entrant corners
- CMU wall at southeast corner in fair condition
- Evidence of leaking deck joints (throughout)
- Failed caulking along support beams (several areas)
- Replacement of Deck Joints
 - Priority Level 1: 1400 LF
 - Priority Level 2: 1600 LF
- Replacement of Support Girder Deck Joints
 - Priority Level 1: 180 LF

Orders-Finance

Loan Order
#73-16 (cont)

• Level 2:

- Cracks & Spalls in Tee beam ends (8)
- Longitudinal cracks along bottom stem of tee beams (2)
- Widespread micro-cracking in Column Elements
- Cracks and previous patch at column corbel (2)
- Significant longitudinal crack in support girder (1)
 - Hollow sounding
 - Crack on face and along bottom of beam
 - Evidence of water and rust staining
 - Spall in floor deck directly below
- Significant spalls on concrete deck (4)
 - Additional minor spalls
- Significant spalling on perimeter spandrels at deck interface (2)
- Some advanced cracks in columns (4)
- Cracks & Spalls in perimeter beams / spandrel ends (6)
- CMU wall at southeast corner in fair condition
- Some minor deck cracks at re-entrant corners
- Clogged Drains (3)
- Clogged Drains & Missing Covers (4)
- Drains plugged and covered with concrete patch (2)
- Drains or Pipes Failed with 100% section loss (8)
- Severe rust on drain pipes (some section loss) (12)
- Evidence of leaking deck joints (throughout)
- Failed caulking along support beams (several areas)
- Replacement of Deck Joints
 - Priority Level 1: 1000 LF
 - Priority Level 2: 2000 LF
- Replacement of Support Girder Deck Joints
 - Priority Level 1: 180 LF

- Level 1 / Ground Level:

- Drains or Pipes Failed with 100% section loss (8)
- Severe rust on drain pipes (some section loss) (12)
 - Some broken or disconnected pipes (4)
- Clogged Drains (6)
- Clogged Drains & Missing Covers (1)
- Longitudinal cracks along bottom stem of tee beams (5)
 - Most significant, (3) with substantial deterioration, spalls and section loss
- Cracks & Spalls in Tee beam ends (6)
- Widespread micro-cracking in Column Elements
- Cracks and previous patch at column corbel (2)
- Some advanced cracks in columns (4)
- Significant spall in center concrete retaining wall (1)
 - Hollow sounding
 - Cracks extend through top of wall
- Crack in center concrete wall (1)
- Cracks in slab on grade (throughout)
- Significant longitudinal crack in support girders (3)
 - Crack on face and along top of beam
 - Evidence of water and rust staining
- Cracks & Spalls in perimeter beams / spandrels (5)
 - Locations at mid spans and at ends
- CMU wall at southeast corner in fair condition
- Some minor deck cracks at re-entrant corners
- Evidence of leaking deck joints (throughout)
- Significantly deteriorated concrete parking stops

Orders-Finance

Loan Order
#73-16 (cont)

• Northeast Stair:

- Apparent water infiltration at roof (efflorescence noted)
- Roof Level doors have heavy rust and section loss.
 - Door leafs and frames show damage
 - Adjacent brick also damaged
- Moisture also noted on interior, peeling paint
- CMU crack at door lintel elevation
- Stair landings slab worn & spalled (multiple levels)
- Lower level doors with heavy rust and section loss (4)
- Level 4 lintel rusted with section loss

• Southwest Stair & Elevator:

- Apparent water infiltration at roof (efflorescence noted)
- Heavy rust on window lintels at roof
 - Cracks in CMU wall surrounding lintels
- Moisture also noted on interior, peeling paint
- Rust on doors and frames
- Heavy rust on lintels at Levels 4 & 3
- Stair pans have significant rust and section loss
- Stair nosings have delaminated from concrete
- Elevator Machine Room has heavy moisture
 - Apparent disconnected drain, not plugged adequately
 - Drain pipe removed from pan, disconnected from main drain

Orders-Finance

Loan Order
#73-16 (cont)

Estimate of Probable Construction Cost
Putnam Place Parking Garage Repairs (All Identified Repairs)
Fitchburg, MA

Tight & Bond

ITEM	DESCRIPTION	UNITS	QTY	UNIT PRICE	TOTAL
1.	General Conditions				
	Mobilization/Demobilization	LS	5%	\$25,900	\$25,900
	Contractors OH & P	LS	15%	\$77,700	\$77,700
2.	Roof / Level 5				
	Clogged Drains	EA	4	\$125	\$500
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Impact Damage to Pre-Cast Column Element	EA	2	\$500	\$1,000
	Severe Deterioration of CMU wall at Southeast corner	LS	1	\$5,500	\$5,500
	Widespread micro-cracking in Column Elements	LS	1	\$2,500	\$2,500
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	2700	\$12	\$32,400
	Priority Level 2:	LF	300	\$12	\$3,600
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	135	\$12	\$1,620
	Priority Level 2:	LF	45	\$12	\$540
					\$48,660
3.	Level 4				
	Clogged Drains	EA	6	\$125	\$750
	Clogged Drains & Missing Covers	EA	2	\$250	\$500
	Severe rust on drain pipe collars and piping (some section loss)	EA	5	\$1,750	\$8,750
	Replacement of drain pipe	LF	50	\$100	\$5,000
	Widespread micro-cracking in Column Elements	LS	1	\$2,500	\$2,500
	Longitudinal cracks in perimeter support beams / spandrels	LS	1	\$4,500	\$4,500
	Cracks & Spalls in Tee Beam ends	EA	3	\$750	\$2,250
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1300	\$12	\$15,600
	Priority Level 2:	LF	1700	\$12	\$20,400
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	135	\$12	\$1,620
	Priority Level 2:	LF	45	\$12	\$540
					\$62,410
4.	Level 3				
	Clogged Drains	EA	7	\$125	\$875
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Severe rust on drain pipe collars and piping (some section loss)	EA	6	\$1,750	\$10,500
	Replacement of drain pipe	LF	100	\$100	\$10,000
	Widespread micro-cracking in Column Elements	LS	1	\$2,500	\$2,500
	Longitudinal cracks in perimeter support beams / spandrels	LS	1	\$4,500	\$4,500
	Cracks and previous patch at column corbel	EA	2	\$750	\$1,500
	Cracks & Spalls in Tee beam ends	EA	6	\$1,250	\$7,500
	Cracks & Spalls in perimeter beams / spandrel ends	EA	6	\$1,250	\$7,500
	Some advanced cracks in columns	EA	4	\$1,000	\$4,000
	Some minor deck cracks at re-entrant corners	LS	1	\$1,000	\$1,000
	Spalls at pre-cast lifting points	EA	2	\$250	\$500
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1400	\$12	\$16,800
	Priority Level 2:	LF	1600	\$12	\$19,200
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	180	\$12	\$2,160
					\$89,535
5.	Level 2				
	Clogged Drains	EA	3	\$125	\$375
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Severe rust on drain pipes (some section loss)	EA	12	\$1,750	\$21,000
	Replacement of drain pipe	LF	200	\$100	\$20,000
	Drains plugged and covered with concrete patch	EA	2	\$500	\$1,000
	Significant longitudinal crack in support girder	LS	1	\$1,750	\$1,750
	Longitudinal cracks along bottom stem of tee beams	EA	2	\$1,250	\$2,500
	Cracks & Spalls in Tee beam ends	EA	8	\$1,250	\$10,000

Orders-Finance

Loan Order
#73-16 (cont)Estimate of Probable Construction Cost
Putnam Place Parking Garage Repairs (All Identified Repairs)
Fitchburg, MA

Tighe & Bond

ITEM DESCRIPTION	UNITS	QTY	UNIT PRICE	TOTAL
Cracks & Spalls in perimeter beams / spandrel ends	EA	6	\$1,250	\$7,500
Significant spalling on perimeter spandrels at deck interface	EA	2	\$1,500	\$3,000
Some advanced cracks in columns	EA	4	\$2,000	\$8,000
Widespread micro-cracking in Column Elements	LS	1	\$2,500	\$2,500
Cracks and previous patch at column corbel	EA	2	\$750	\$1,500
Some minor deck cracks at re-entrant corners	LS	1	\$1,000	\$1,000
Significant spalls on concrete deck	LS	1	\$1,000	\$1,000
Replacement of Tee Beam Deck Joints				
Priority Level 1:	LF	1000	\$12	\$12,000
Priority Level 2:	LF	2000	\$12	\$24,000
Replacement of Support Girder Deck Joints				
Priority Level 1:	LF	180	\$12	\$2,160
				\$120,285
6. Level 1 / Ground Level				
Clogged Drains	EA	6	\$125	\$750
Clogged Drains & Missing Covers	EA	1	\$250	\$250
Replacement of drain pipe	LF	350	\$100	\$35,000
Substantial deterioration, spalls and section loss in Tee Beams	EA	3	\$2,550	\$7,650
Cracks & Spalls in Tee beam ends	EA	8	\$1,250	\$10,000
Cracks & Spalls in perimeter beams / spandrels	EA	5	\$1,250	\$6,250
Significant longitudinal crack in support girders	EA	3	\$1,500	\$4,500
Some advanced cracks in columns	EA	4	\$2,500	\$10,000
Widespread micro-cracking in Column Elements	LS	1	\$2,500	\$2,500
Significant spall in center concrete retaining wall	LS	1	\$1,750	\$1,750
Crack in center concrete wall	LS	1	\$1,000	\$1,000
Cracks in slab on grade (throughout)	LS	1	\$5,000	\$5,000
Cracks and previous patch at column corbel	EA	2	\$1,000	\$2,000
Some minor deck cracks at re-entrant corners	LS	1	\$1,000	\$1,000
Significantly deteriorated concrete parking stops	EA	5	\$500	\$2,500
				\$90,150
7. Stair & Elevator Shafts				
Northeast Stair Tower				
Apparent water infiltration at roof (efflorescence noted)	LS	1	\$7,500	\$7,500
Roof Level doors have heavy rust and section loss.	EA	2	\$3,500	\$7,000
Brick adjacent to door damaged	LS	1	\$2,000	\$2,000
Moisture noted on interior, peeling paint	LS	1	\$8,000	\$8,000
CMU cracks at door lintel elevation	LS	1	\$2,000	\$2,000
Stair landings slab worn & spalled (multiple levels)	LS	1	\$5,000	\$5,000
Lower level doors with heavy rust and section loss	EA	4	\$3,500	\$14,000
Level 4 lintel rusted with section loss	EA	2	\$5,000	\$10,000
Southwest Stair Tower & Elevator				
Apparent water infiltration at roof (efflorescence noted)	LS	1	\$8,500	\$8,500
Heavy rust on window lintels at roof	LS	1	\$7,500	\$7,500
Cracks in CMU wall surrounding lintels	LS	1	\$1,000	\$1,000
Moisture noted on interior, peeling paint	LS	1	\$10,000	\$10,000
Rust on doors and frames	EA	4	\$2,500	\$10,000
Heavy rust on lintels at Levels 4 & 3	LS	1	\$5,000	\$5,000
Steel Repairs to Stairs	LS	1	\$2,500	\$2,500
Concrete Repairs to Stairs	LS	1	\$2,000	\$2,000
Repair drain above Elevator Machine Room	LS	1	\$3,500	\$3,500
Reconnect drain pipe from pan to main drain	LS	1	\$1,500	\$1,500
				\$107,000

SUBTOTAL \$ 621,640

Engineering Fees 12%
Contingency 25%\$74,600
\$155,500

TOTAL PROJECT COST \$ 851,800

Orders-Finance

Loan Order
#73-16 (cont)

Estimate of Probable Construction Cost
Putnam Place Parking Garage Repairs (Priority 1 Repairs)
Fitchburg, MA

ITEM	DESCRIPTION	UNITS	QTY	UNIT PRICE	TOTAL
1.	General Conditions				
	Mobilization/Demobilization	LS	5%	\$16,000	\$16,000
	Contractors OH & P	LS	15%	\$48,000	\$48,000
2.	Roof / Level 5				
	Clogged Drains	EA	4	\$125	\$500
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Severe Deterioration of CMU wall at Southeast corner	LS	1	\$5,500	\$5,500
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	2700	\$12	\$32,400
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	135	\$12	\$1,620
					<u>\$41,020</u>
3.	Level 4				
	Clogged Drains	EA	6	\$125	\$750
	Clogged Drains & Missing Covers	EA	2	\$250	\$500
	Severe rust on drain pipe collars and piping (some section loss)	EA	5	\$1,750	\$8,750
	Replacement of drain pipe	LF	50	\$100	\$5,000
	Longitudinal cracks in perimeter support beams / spandrels	LS	1	\$4,500	\$4,500
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1300	\$12	\$15,600
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	135	\$12	\$1,620
					<u>\$36,720</u>
4.	Level 3				
	Clogged Drains	EA	7	\$125	\$875
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Severe rust on drain pipe collars and piping (some section loss)	EA	6	\$1,750	\$10,500
	Replacement of drain pipe	LF	100	\$100	\$10,000
	Longitudinal cracks in perimeter support beams / spandrels	LS	1	\$4,500	\$4,500
	Cracks & Spalls in Tee beam ends	EA	6	\$1,250	\$7,500
	Cracks & Spalls in perimeter beams / spandrel ends	EA	6	\$1,250	\$7,500
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1400	\$12	\$16,800
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	180	\$12	\$2,160
					<u>\$60,835</u>
5.	Level 2				
	Clogged Drains	EA	3	\$125	\$375
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Severe rust on drain pipes (some section loss)	EA	12	\$1,750	\$21,000
	Replacement of drain pipe	LF	200	\$100	\$20,000
	Drains plugged and covered with concrete patch	EA	2	\$500	\$1,000
	Significant longitudinal crack in support girder	LS	1	\$1,750	\$1,750
	Cracks & Spalls in Tee beam ends	EA	4	\$1,250	\$5,000
	Cracks & Spalls in perimeter beams / spandrel ends	EA	3	\$1,250	\$3,750
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1000	\$12	\$12,000
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	180	\$12	\$2,160
					<u>\$68,035</u>
6.	Level 1 / Ground Level				
	Clogged Drains	EA	6	\$125	\$750
	Clogged Drains & Missing Covers	EA	1	\$250	\$250
	Replacement of drain pipe	LF	350	\$100	\$35,000
	Substantial deterioration, spalls and section loss in Tee Beams	EA	3	\$2,550	\$7,650

Orders-Finance

Loan Order
#73-16 (cont)

Cracks & Spalls in Tee beam ends	EA	4	\$1,250	\$5,000
Cracks & Spalls in perimeter beams / spandrels	EA	2	\$1,250	\$2,500
Significant longitudinal crack in support girders	EA	3	\$1,500	\$4,500
Significant spall in center concrete retaining wall	LS	1	\$1,750	\$1,750
				<u>\$57,400</u>
7. Stair & Elevator Shafts				
Northeast Stair Tower				
Apparent water infiltration at roof (efflorescence noted)	LS	1	\$7,500	\$7,500
CMU cracks at door lintel elevation	LS	1	\$2,000	\$2,000
Stair landings slab worn & spalled (multiple levels)	LS	1	\$5,000	\$5,000
Level 4 lintel rusted with section loss	EA	2	\$5,000	\$10,000
Southwest Stair Tower & Elevator				
Apparent water infiltration at roof (efflorescence noted)	LS	1	\$8,500	\$8,500
Heavy rust on window lintels at roof	LS	1	\$7,500	\$7,500
Cracks in CMU wall surrounding lintels	LS	1	\$1,000	\$1,000
Heavy rust on lintels at Levels 4 & 3	LS	1	\$5,000	\$5,000
Steel Repairs to Stairs	LS	1	\$2,500	\$2,500
Concrete Repairs to Stairs	LS	1	\$2,000	\$2,000
Repair drain above Elevator Machine Room	LS	1	\$3,500	\$3,500
Reconnect drain pipe from pan to main drain	LS	1	\$1,500	\$1,500
				<u>\$56,000</u>
			SUBTOTAL \$	384,010
Engineering Fees 12%				\$46,100
Contingency 25%				<u>\$96,100</u>
			TOTAL PROJECT COST \$	526,300

.....April 19, 2016.....

Loan Order
#73-16 (cont)

Fitchburg, MA

ITEM	DESCRIPTION	UNITS	QTY	UNIT PRICE	TOTAL
1.	General Conditions				
	Mobilization/Demobilization	LS	5%	\$10,900	\$10,900
	Contractors OH & P	LS	15%	\$32,700	\$32,700
2.	Roof / Level 5				
	Clogged Drains	EA	4	\$125	\$500
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	2700	\$12	\$32,400
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	135	\$12	\$1,620
					\$35,520
3.	Level 4				
	Clogged Drains	EA	6	\$125	\$750
	Clogged Drains & Missing Covers	EA	2	\$250	\$500
	Severe rust on drain pipe collars and piping (some section loss)	EA	5	\$1,750	\$8,750
	Replacement of drain pipe	LF	50	\$100	\$5,000
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1300	\$12	\$15,600
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	135	\$12	\$1,620
					\$32,220
4.	Level 3				
	Clogged Drains	EA	7	\$125	\$875
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Severe rust on drain pipe collars and piping (some section loss)	EA	6	\$1,750	\$10,500
	Replacement of drain pipe	LF	100	\$100	\$10,000
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1400	\$12	\$16,800
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	180	\$12	\$2,160
					\$41,335
5.	Level 2				
	Clogged Drains	EA	3	\$125	\$375
	Clogged Drains & Missing Covers	EA	4	\$250	\$1,000
	Severe rust on drain pipes (some section loss)	EA	12	\$1,750	\$21,000
	Replacement of drain pipe	LF	200	\$100	\$20,000
	Drains plugged and covered with concrete patch	EA	2	\$500	\$1,000
	Replacement of Tee Beam Deck Joints				
	Priority Level 1:	LF	1000	\$12	\$12,000
	Replacement of Support Girder Deck Joints				
	Priority Level 1:	LF	180	\$12	\$2,160
					\$57,535
6.	Level 1 / Ground Level				
	Clogged Drains	EA	6	\$125	\$750
	Clogged Drains & Missing Covers	EA	1	\$250	\$250
	Replacement of drain pipe	LF	350	\$100	\$35,000
					\$36,000
7.	Stair & Elevator Shafts				
	Northeast Stair Tower				
	Apparent water infiltration at roof (efflorescence noted)	LS	1	\$7,500	\$7,500
	Southwest Stair Tower & Elevator				
	Apparent water infiltration at roof (efflorescence noted)	LS	1	\$8,500	\$8,500
					\$16,000
				SUBTOTAL \$	262,210
	Engineering Fees 15%				\$39,400
	Contingency 25%				\$65,600
				TOTAL PROJECT COST \$	367,300

Orders-Finance

Loan Order
#73-16 (cont)

Estimate of Probable Construction Cost
Putnam Place Parking Garage Repairs (Priority 1 Structural Repairs)
Fitchburg, MA

ITEM	DESCRIPTION	UNITS	QTY	UNIT PRICE	TOTAL
1.	General Conditions				
	Mobilization/Demobilization	LS	5%	\$5,000	\$5,000
	Contractors OH & P	LS	15%	\$15,000	\$15,000
2.	Roof / Level 5				
	Severe Deterioration of CMU wall at Southeast corner	LS	1	\$5,500	\$5,500
					\$5,500
3.	Level 4				
	Longitudinal cracks in perimeter support beams / spandrels	LS	1	\$4,500	\$4,500
	Cracks & Spalls in Tee Beam ends	EA	3	\$750	\$2,250
					\$6,750
4.	Level 3				
	Longitudinal cracks in perimeter support beams / spandrels	LS	1	\$4,500	\$4,500
	Cracks & Spalls in Tee beam ends	EA	6	\$1,250	\$7,500
	Cracks & Spalls in perimeter beams / spandrel ends	EA	6	\$1,250	\$7,500
					\$19,500
5.	Level 2				
	Significant longitudinal crack in support girder	LS	1	\$1,750	\$1,750
	Longitudinal cracks along bottom stem of tee beams	EA	2	\$1,250	\$2,500
	Cracks & Spalls in Tee beam ends	EA	4	\$1,250	\$5,000
	Cracks & Spalls in perimeter beams / spandrel ends	EA	3	\$1,250	\$3,750
	Significant spalling on perimeter spandrels at deck interface	EA	2	\$1,500	\$3,000
					\$16,000
6.	Level 1 / Ground Level				
	Cracks & Spalls in Tee beam ends	EA	8	\$1,250	\$10,000
	Cracks & Spalls in perimeter beams / spandrels	EA	5	\$1,250	\$6,250
	Significant longitudinal crack in support girders	EA	3	\$1,500	\$4,500
	Some advanced cracks in columns	EA	2	\$2,500	\$5,000
	Significant spall in center concrete retaining wall	LS	1	\$1,750	\$1,750
					\$27,500
7.	Stair & Elevator Shafts				
	Northeast Stair Tower				
	Stair landings slab worn & spalled (multiple levels)	LS	1	\$5,000	\$5,000
	Level 4 lintel rusted with section loss	EA	2	\$5,000	\$10,000
	Southwest Stair Tower & Elevator				
	Cracks in CMU wall surrounding lintels	LS	1	\$1,000	\$1,000
	Heavy rust on lintels at Levels 4 & 3	LS	1	\$5,000	\$5,000
	Steel Repairs to Stairs	LS	1	\$2,500	\$2,500
	Concrete Repairs to Stairs	LS	1	\$2,000	\$2,000
					\$25,500
				SUBTOTAL \$	120,750
Engineering Fees 15%					\$18,200
Contingency 25%					\$30,200
				TOTAL PROJECT COST \$	169,200

Orders-Finance
(cont)

- 074-16. ORDERED THAT: There be and hereby is transferred the sum of THIRTY SEVEN THOUSAND DOLLARS (\$37,000) to TREASURER-TAX TITLE FORECLOSURE from accounts as follows: \$10,000 from TREASURER PERSONAL SERVICES, and \$27,000 from TREASURER DEBT SERVICE.
- 075-16. ORDERED THAT: There be and hereby is transferred the sum of THIRTY NINE THOUSAND DOLLARS (\$39,000) from DPW-MUNICIPAL GARAGE EXPENSES to accounts as follows:
\$25,000 to DPW-STREETLIGHTS
\$10,000 to DPW HIGHWAY GENERAL PERSONAL SERVICES
OVERTIME
\$ 4,000 to DPW-SNOW AND ICE EXPENSES
- 076-16. ORDERED THAT: There be and hereby is appropriated the sum of SIXTY THOUSAND DOLLARS (\$60,000), same to be credited to FIRE PERSONAL SERVICES OVERTIME and charged against AVAILABLE FUNDS.

ORDER-OTHER

Order-Other

- 077-16. ORDER: Effective immediately, the polls shall be open from 7AM until 8PM at all municipal elections and preliminaries.
(Reference Petition 231-15)

Order was adopted under suspension of the rules by unanimous vote. 10 members present. Board consists of 11 members.
Order was signed by the Mayor April 21, 2016.

Ordinance

ORDINANCE

064-16. AN ORDINANCE: Amending Chapter 177, Art. VI, s.177-15, subsection C. of the City Code of the City of Fitchburg, re: **Water Rates** as outlined in the enclosed Ordinance.
(Reference Petition #28-16)

CITY OF FITCHBURG

IN THE YEAR

FITCHBURG CITY CLERK

16 MAR 31 14 51

AN ORDINANCE

Be it ordained by the City Council of the City of Fitchburg, as follows:

- 1) Amend Chapter 177 Art. VI, §177-15 subsection C. of the City Code of the City of Fitchburg;

By striking;

"Every water taker shall pay a minimum charge quarterly, per meter, to be governed by the size of the meter as follows:

Size of Meter (inches)	Minimum Charge
5/8	\$12.50
3/4	\$12.50
1	\$12.50
1 1/2	\$39
2	\$59
3	\$112
4	\$172
6	\$340
8	\$540

And inserting in its place;

"Every water taker shall pay a minimum charge monthly, per meter, to be governed by the size of the meter as follows:

Meter Size	June 1, 2016	June 1, 2017	June 1, 2018
5/8"	\$6.25	\$6.75	\$7.09
3/4"	\$6.25	\$6.75	\$7.09
1"	\$6.25	\$6.75	\$7.09
1-1/2"	\$19.66	\$21.24	\$22.31
2"	\$29.49	\$31.85	\$33.45
3"	\$56.16	\$60.66	\$63.70
4"	\$86.12	\$93.01	\$97.67

6"	\$169.89	\$183.49	\$192.67
8"	\$270.04	\$291.65	\$306.24"

2) Amend Chapter 177 Art. VI, §177-15 subsection D. of the City Code of the City of Fitchburg;

By striking

"Water in excess of 500 cubic feet per quarter shall be billed at the rate of \$2.96 per 100 cubic feet. The above rate change shall begin on November 1, 2009, and be reflected in the billing cycle beginning March 1, 2010.

And inserting in its place;

"Water in excess of 200 cubic feet per monthly shall be billed at the rate of \$3.70 per 100 cubic feet from June 1, 2016 until May 31, 2017, \$4.00 from June 1, 2017 per 100 cubic until May 31, 2018 and \$4.20 from June 1, 2018 until changed."

3) Amend Chapter 177 Art. VI, §177-15 subsection F. subsection (4) of the City Code of the City of Fitchburg;

By striking;

"Backflow prevention device testing: \$75 per test; \$50 per retest after failure."

And inserting in its place

"Backflow prevention device testing: \$85 per test; \$55 per retest."

4) Amend Chapter 177 Art. VI, §177-15 subsection F. subsection (7) of the City Code of the City of Fitchburg;

By striking;

Additional services and/or emergency calls outside of regular working hours will be billed as follows:

(a) One Hundred twenty-five dollars per hour; one-hour minimum.

(b) Sixty-two dollars and fifty cents each additional 1/2 hour or fraction thereof.

And insert in its place;

"Additional services and/or emergency calls outside of regular working hours (regular work hours are; 7:00 a.m. to 3:00 p.m., Monday through Friday) will be billed as follows:

(a) One Hundred Fifty (\$150.00) Dollars per hour with a one-hour minimum.

(b) Seventy Five (\$75.00) Dollars for each additional 1/2 hour or fraction thereof.

Ordinance (cont)

5) Amend Chapter 177 Art. VI, §177-15 subsection F. subsection (9) of the City Code of the City of Fitchburg;

By striking;

"Engineering services: \$75 per hour."

And inserting in its place

"Engineering services will be charged at a rate of One Hundred (\$100.00) Dollars per hour."

Ordinance was sent to a third and final reading and adopted to be enrolled and ordained by vote of 9 in favor and 1 opposed (Tran). 10 members present. Board consists of 11 members. Ordinance was signed by the Mayor April 21, 2016.

PETITIONS

Petitions

The following Petition was referred to the Economic Development Committee and the Office of the Mayor:

078-16. Councillor Dean Tran, to develop a plan and invest in a Business Incubator.

The following Petitions were referred to the Public Safety Committee:

079-16. Councillor Marcus DiNatale and James Alexander, 30 Parker Hill Drive, to have Police Traffic Bureau assess and place either stop signs or yield signs at the following two intersections: Brierwood Drive/Parker Hill Drive and Parker Hill Drive/Colony Road.

080-16. Jeffrey Knowlton, Froshow Customs, for a Class II Dealer's License located at 200 River Street.

THE COMMONWEALTH OF MASSACHUSETTS

City of Fitchburg

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE
OR ASSEMBLE SECOND HAND MOTOR VEHICLES
OR PARTS THEREOF

FITCHBURG CITY CLERK
16 APR 15 44

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? JEFFREY KNOWLTON
FROSHOW CUSTOMS

Business address of concern. No. 200 RIVER ST.
FITCHBURG MA 01420 City - Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? INDIVIDUAL

3. If an individual, state full name and residential address.
JEFFREY KNOWLTON
22 HARRISON AVE FITCHBURG MA 01420

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President

Secretary

Treasurer

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? YES

If so, is your principal business the sale of new motor vehicles?

Is your principal business the buying and selling of second hand motor vehicles? YES

Petitions (cont)

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

.....MOSTLY MOTORCYCLES AND INSIDE THE.....
.....PREMISES TO BE SOLD.....
.....
.....
.....

8. Are you a recognized agent of a motor vehicle manufacturer?NO.....
(Yes or No)

If so, state name of manufacturer

9. Have you a signed contract as required by Section 58, Class 1?(Yes or No).....

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof?YES.....
(Yes or No)

If so, in what city — townFITCHBURG.....

Did you receive a license?YES..... For what year?2014.....
(Yes or No)

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked?NO.....
(Yes or No)

Sign your name in full. 
(Duly authorized to represent the concern herein mentioned)

Residence.....

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH
FULL INFORMATION, AND FALSE STATEMENTS
HEREIN MAY RESULT IN THE REJECTION OF
YOUR APPLICATION OR THE SUBSEQUENT
REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application after investigation
(Approved or Disapproved)

License No. granted 19 Fee \$

Signed

CHAPTER 140 OF THE GENERAL LAWS, TER. ED., WITH AMENDMENTS THERETO (EXTRACT)

SECTION 57. No person, except one whose principal business is the manufacture and sale of new motor vehicles but who incidentally acquires and sells second hand vehicles, or a person whose principal business is financing the purchase of or insuring motor vehicles but who incidentally acquires and sells second hand vehicles, shall engage in the business of buying, selling, exchanging or assembling second hand motor vehicles or parts thereof without securing a license as provided in section fifty-nine. This section shall apply to any person engaged in the business of conducting auctions for the sale of motor vehicles.

SECTION 58. Licenses granted under the following section shall be classified as follows:

Class 1. Any person who is a recognized agent of a motor vehicle manufacturer or a seller of motor vehicles made by such manufacturer whose authority to sell the same is created by a written contract with such manufacturer or with some person authorized in writing by such manufacturer to enter into such contract, and whose principal business is the sale of new motor vehicles, the purchase and sale of second hand motor vehicles being incidental or secondary thereto, may be granted an agent's or a seller's license; provided, that with respect to second hand motor vehicles purchased for the purpose of sale or exchange and not taken in trade for new motor vehicles, such dealer shall be subject to all provisions of this chapter and of rules and regulations made in accordance therewith applicable to holders of licenses of class 2.

Class 2. Any person whose principal business is the buying or selling of second hand motor vehicles may be granted a used car dealer's license.

Class 3. Any person whose principal business is the buying of second hand motor vehicles for the purpose of remodeling, taking apart or rebuilding the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembling of second hand motor vehicle parts, may be granted a motor vehicle junk license.

SECTION 59. The police commissioner in Boston and the licensing authorities in other cities and towns may grant licenses under this section which shall expire on January first following the date of issue unless sooner revoked. The fees for the licenses shall be fixed by the licensing board or officer, but in no case shall exceed \$100. dollars. Application for license shall be made in such form as shall be approved by the registrar of motor vehicles, in sections fifty-nine to sixty-six, inclusive, called the registrar, and if the applicant has not held a license in the year prior to such application, such application shall be made in duplicate, which duplicate shall be filed with the registrar. No such license shall be granted unless the licensing board or officer is satisfied from an investigation of the facts stated in the application and any other information which they may require of the applicant, that he is a proper person to engage in the business specified in section fifty-eight in the classifications for which he has applied, that said business is or will be his principal business, and that he has available a place of business suitable for the purpose. The license shall specify all the premises to be occupied by the licensee for the purpose of carrying on the licensed business. Permits for a change of situation of the licensed premises or for addition thereto may be granted at any time by the licensing board or officer in writing, a copy of which shall be attached to the license. Cities and towns by ordinance or by-law may regulate the situation of the premises of licensees within class 3 as defined in section fifty-eight, and all licenses and permits issued hereunder to persons within said class 3 shall be subject to the provisions of ordinances and by-laws which are hereby authorized to be made. No license or permit shall be issued hereunder to a person within said class 3 until after a hearing, of which seven days' notice shall have been given to the owners of property abutting on the premises where such license or permit is proposed to be exercised. All licenses granted under this section shall be revoked by the licensing board or officer if it appears, after hearing, that the licensee is not complying with sections fifty-seven to sixty-nine, inclusive, or the rules and regulations made thereunder; and no new license shall be granted to such person thereafter, nor to any person for use on the same premises, without the approval of the registrar. The hearing may be dispensed with if the registrar notifies the licensing board or officer that a licensee is not so complying. Any person aggrieved by any action of the licensing board or officer refusing to grant, or revoking a license for any cause may, within ten days after such action, appeal therefrom to any justice of the superior court in the county in which the premises sought to be occupied under the license or permit applied for are located. The justice shall, after such notice to the parties as he deems reasonable, give a summary hearing on such appeal, and shall have jurisdiction in equity to review all questions of fact or law and may affirm or reverse the decision of the board or officer and may make any appropriate decree. The decision of the justice shall be final.

Petitions (cont)

APPLICATION FOR A LICENSE TO BUY, SELL,
EXCHANGE OR ASSEMBLE SECOND HAND
MOTOR VEHICLES OR PARTS THEREOF.

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No.

Class License No.

Name

St. and No.

City — Town

Date Issued

Remarks



Fitchburg, Massachusetts
Office of the
Building Commissioner

ROBERT LANCIANI
Building Commissioner

JOHN MORREALE
Local Building Inspector

DAVID F. LOVERING
Local Building Inspector

KYLE RIDLEY
Inspector of Wires

WAYNE LITTLE
Plumbing/Gas Inspector

March 29, 2016

Froshow Customs
Jeffrey Knowlton
200 River Street
Fitchburg, MA 01420

RE: Request for Zoning Determination for property at 200 River Street, Map 27 Block 19 Lot 0.

Dear Mr. Knowlton:

I have reviewed your Form of Intent submitted on March 28, 2016, regarding the request for a zoning determination for 200 River Street, Map 27 Block 19 Lot 0 and my findings are as follows:

1. Land and buildings at 200 River Street, Map 27 Block 19 Lot 0 are located in Commercial & Automotive Districts (Zoning Map of the City of Fitchburg and Chapter 181, Section 181.23 of the General Ordinances of Fitchburg as amended).
2. Land and building at 200 River Street, Map 27 Block 19 Lot 0 have been put to a Use Group B & S1, Permitted as a matter of right in the Commercial & Automotive District.
3. It is now your intent to sell and establish a used motor vehicle sales location at 200 River Street. The location will offer used motor vehicle sales, a permitted use in a Commercial & Automotive District. However, it will be necessary for you to inquire about and receive a Class II license from the City Council for the new dealership.
4. Any buildings used in the process of Motor Vehicle Sales and Service, must be in compliance to the requirements of the State Building Code and any and all other applicable codes and regulations. After you have received your Class II License you will be subject to the following:
 - (a) Unit must be inspected by one of the Local Building Inspectors from this office, so as to show building code compliance.
 - (b) Once the unit has been shown to be in code compliance, a certificate of inspection will be issued. The fee for a certificate of inspection is seventy-five (\$75) dollars.

Petitions (cont)

Page 2

March 29, 2016

Request for Zoning Determination for property at 200 River Street, Map 27 Block 19 Lot 0

(c) It will also be necessary for you to acquire a Class II license from the City Council for the dealership.

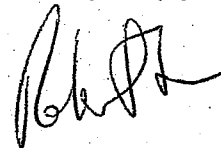
(d) You will need to submit to the Planning Board for Site Plan Review, a plot plan drawn by a Registered Surveyor showing the exact location of off street parking for all cars to be displayed with a three (3) foot buffer from the edge of the sidewalk. This drawing also needs to show where you will be providing adequate parking spaces to accommodate, under normal conditions, the cars of employees, customers, clients and visitors to the premises. The Plot plan will need to be reviewed by the Planning Board under Section 181.94 Site Plan Review. Site plan will be needed before I can issue any permits from this office.

5. Any and all signs erected must comply with the Zoning Ordinances, Chapter 181, Section 181.535 for Neighborhood Business District and a permit must be granted before erection of signs.

Request for the sale of used motor vehicles can be granted. Applications to petition for a Class II license for the dealership, can be obtained from the City Clerk's office located on the first floor of City Hall.

If you have any questions regarding this zoning determination please feel free to write or call this office.

Very truly yours,



Robert Lanciani
Building Commissioner

City of Fitchburg, April 19, 2016

Petitions (cont)



City of Fitchburg
OFFICE OF THE TREASURER

166 Boulder Drive
Fitchburg, MA 01420

Calvin D. Brooks
Treasurer/Collector

Date: 2-11-16

Name: Jeffrey Knowlton / Froshow

Parcel ID: Cust # 130171

Address: 200 River Street

CERTIFICATE OF TAX COMPLIANCE

This document signed by the Treasurer certifies that as of the above date, that the above named Applicant is in compliance and in good standing with its tax obligations and fees payable under City code, including real estate, personal property and water and sewer fees and is not a delinquent taxpayer (longer than 12 months outstanding). This Certificate is issued in compliance with Part II, Article 3, Chapter 120, Section 22, Subsection (C) as amended by City Council. This Certificate is required for all original applications and renewal applications for any license or permit, other than those referred to in Section 120-24, and issued by any Department, Officer, Board, or Commission of the City but not limited to Building Permits, Zoning Board Appeals Applicants, Planning Board Applications, and Special Permits.

Very truly yours,

Calvin D. Brooks

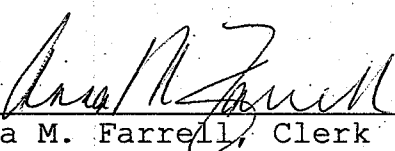
Calvin D. Brooks
Treasurer/Collector
City of Fitchburg

Petitions (cont)

The following Petition was referred to the Public Works Committee:

081-16. Councillor Marcus DiNatale and Jim Viola, to repair/replace berms located on both sides of resident's driveway. Berms were significantly damaged during the winter plowing. Location is 635 Mount Elam Road.

The meeting adjourned at 9:02 P.M.


Anna M. Farrell, Clerk

City of Fitchburg,.....

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